

H. Res. 430: Mr. LEVIN, Mr. LEVY, and Mr. JOHNSON of Georgia.

H. Res. 434: Mr. CALVERT.

H. Res. 451: Mr. WILLIAMS and Mr. GOODLATTE.

WEDNESDAY, AUGUST 10, 1994 (94)

The House was called to order by the SPEAKER.

¶94.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, August 9, 1994.

Pursuant to clause 1, rule I, the Journal was approved.

¶94.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

3665. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Air Force's proposed Letter(s) of Offer and Acceptance [LOA] to Italy for defense articles and services (Transmittal No. 94-34), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3666. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Navy's proposed Letter(s) of Offer and Acceptance [LOA] to Thailand for defense articles and services (Transmittal No. 94-50), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3667. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Navy's proposed Letter(s) of Offer and Acceptance [LOA] to Japan for defense articles and services (Transmittal No. 94-38), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3668. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Air Force's proposed Letter(s) of Offer and Acceptance [LOA] to Italy for defense articles and services (Transmittal No. 94-35), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3669. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Air Force's proposed Letter(s) of Offer and Acceptance [LOA] to Japan for defense articles and services (Transmittal No. 94-37), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3670. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Navy's proposed Letter(s) of Offer and Acceptance [LOA] to Japan for defense articles and services (Transmittal No. 94-39), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3671. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Navy's proposed Letter(s) of Offer and Acceptance [LOA] to Japan for defense articles and services (Transmittal No. 94-40), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3672. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Navy's proposed Letter(s) of Offer and Acceptance [LOA] to Japan for defense articles and services (Transmittal No. 94-41), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3673. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Navy's proposed Letter(s) of Offer and Acceptance [LAO] to the United Kingdom for defense articles and services (Transmittal No. 94-42), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3674. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification of the Department of the Air Force's proposed Letter(s) of Offer and Acceptance [LOA] to the Netherlands for defense articles and services (Transmittal No. 94-45), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

¶94.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 3474) "An Act to reduce administrative requirements for insured depository institutions to the extent consistent with safe and sound banking practices, to facilitate the establishment of community development financial institutions, and for other purposes."

¶94.4 COMMERCE, JUSTICE, STATE, JUDICIARY APPROPRIATIONS

On motion of Mr. MOLLOHAN, by unanimous consent, the bill (H.R. 4603) making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending September 30, 1995, and making supplemental appropriations for the departments and agencies for fiscal year ending September 30, 1994, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. MOLLOHAN, it was,

Resolved, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶94.5 MOTION TO INSTRUCT CONFEREES—H.R. 4603

Mr. ROGERS moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 4603, be instructed to agree to the Senate amendments numbered 125 and 127.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. MONTGOMERY, announced that the nays had it.

Mr. ROGERS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 177
Nays 250

¶94.6

[Roll No. 384]

YEAS—177

Allard	Goodling	Moorhead
Archer	Goss	Myers
Armey	Grams	Nussle
Bachus (AL)	Grandy	Oxley
Baker (CA)	Green	Packard
Baker (LA)	Greenwood	Paxon
Ballenger	Gunderson	Petri
Barrett (NE)	Hall (TX)	Pombo
Bartlett	Hancock	Portman
Barton	Hansen	Poshard
Bateman	Hastert	Pryce (OH)
Bentley	Hayes	Quillen
Bilirakis	Hefley	Quinn
Bliley	Hobson	Ramstad
Blute	Hoekstra	Regula
Boehner	Hoke	Ridge
Bonilla	Horn	Roberts
Bunning	Huffington	Rogers
Burton	Hunter	Rohrabacher
Buyer	Hutchinson	Ros-Lehtinen
Callahan	Hyde	Roth
Calvert	Inglis	Royce
Camp	Inhofe	Santorum
Canady	Istook	Saxton
Castle	Jacobs	Schaefer
Clinger	Johnson, Sam	Schiff
Coble	Kasich	Sensenbrenner
Collins (GA)	Kim	Shaw
Combest	King	Shays
Condit	Kingston	Shuster
Cooper	Klug	Skeen
Costello	Knollenberg	Smith (MI)
Cox	Kolbe	Smith (NJ)
Crane	Kyl	Smith (OR)
Crapo	Lazio	Smith (TX)
Cunningham	Levy	Snowe
DeLay	Lewis (CA)	Solomon
Diaz-Balart	Lewis (FL)	Spence
Dickey	Lewis (KY)	Stearns
Doolittle	Lightfoot	Stump
Dreier	Linder	Sundquist
Duncan	Livingston	Talent
Dunn	Lucas	Tauzin
Ehlers	Machtley	Taylor (MS)
Emerson	Manzullo	Taylor (NC)
Everett	Mazzoli	Thomas (CA)
Ewing	McCandless	Thomas (WY)
Fawell	McCollum	Torricelli
Fields (TX)	McCrery	Traficant
Fowler	McDade	Upton
Franks (CT)	McHugh	Vucanovich
Franks (NJ)	McInnis	Walker
Galleghy	McKeon	Walsh
Gallo	McNulty	Weldon
Gekas	Meyers	Wolf
Gilchrest	Mica	Young (AK)
Gillmor	Michel	Young (FL)
Gingrich	Miller (FL)	Zeliff
Goodlatte	Molinar	Zimmer

NAYS—250

Abercrombie	Brown (OH)	Dixon
Ackerman	Bryant	Dooley
Andrews (ME)	Byrne	Durbin
Andrews (NJ)	Cantwell	Edwards (CA)
Andrews (TX)	Cardin	Edwards (TX)
Applegate	Carr	Engel
Bacchus (FL)	Chapman	English
Baesler	Clay	Eshoo
Barca	Clayton	Evans
Barcia	Clement	Farr
Barlow	Clyburn	Fazio
Barrett (WI)	Coleman	Fields (LA)
Becerra	Collins (IL)	Filner
Beilenson	Collins (MI)	Fingerhut
Bereuter	Conyers	Fish
Berman	Coppersmith	Flake
Bevill	Coyne	Foglietta
Bilbray	Cramer	Ford (MI)
Bishop	Danner	Ford (TN)
Blackwell	Darden	Frank (MA)
Boehlert	de la Garza	Frost
Bonior	Deal	Furse
Borski	DeFazio	Gejdenson
Boucher	DeLauro	Gephardt
Brewster	Dellums	Geren
Brooks	Derrick	Gibbons
Browder	Deutsch	Gilman
Brown (CA)	Dicks	Glickman
Brown (FL)	Dingell	Gonzalez

Gordon	Matsui	Sabo
Gutierrez	McCloskey	Sanders
Hall (OH)	McCurdy	Sangmeister
Hamburg	McDermott	Sarpalius
Hamilton	McHale	Sawyer
Harman	McKinney	Schenk
Hastings	Meehan	Schroeder
Hefner	Meek	Schumer
Hilliard	Menendez	Scott
Hinchey	Mfume	Serrano
Hoagland	Miller (CA)	Sharp
Hochbrueckner	Mineta	Shepherd
Holden	Minge	Sisisky
Houghton	Mink	Skaggs
Hoyer	Moakley	Skelton
Hughes	Mollohan	Slattery
Hutto	Montgomery	Slaughter
Inslee	Moran	Smith (IA)
Jefferson	Morella	Spratt
Johnson (CT)	Murphy	Stark
Johnson (GA)	Murtha	Stenholm
Johnson (SD)	Nadler	Stokes
Johnson, E. B.	Neal (MA)	Strickland
Johnston	Neal (NC)	Studds
Kanjorski	Oberstar	Stupak
Kaptur	Obey	Swett
Kennedy	Olver	Swift
Kennelly	Ortiz	Synar
Kildee	Orton	Tanner
Kleccka	Owens	Tejeda
Klein	Pallone	Thompson
Klink	Parker	Thornton
Kopetski	Pastor	Thurman
Kreidler	Payne (NJ)	Torkildsen
LaFalce	Payne (VA)	Torres
Lambert	Pelosi	Towns
Lancaster	Penny	Tucker
Lantos	Peterson (FL)	Unsoeld
LaRocco	Peterson (MN)	Valentine
Laughlin	Pickett	Velazquez
Leach	Pickle	Vento
Lehman	Pomeroy	Visclosky
Levin	Porter	Volkmer
Lewis (GA)	Price (NC)	Waters
Lipinski	Rahall	Watt
Lloyd	Rangel	Waxman
Long	Reed	Wheat
Lowey	Reynolds	Williams
Maloney	Richardson	Wilson
Mann	Roemer	Wise
Manton	Rose	Woolsey
Margolies-	Rostenkowski	Wyden
Mezvinsky	Rowland	Wynn
Markey	Roybal-Allard	Yates
Martinez	Rush	

NOT VOTING—7

Dornan	Ravenel	Whitten
Herger	Roukema	
McMillan	Washington	

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶94.7 APPOINTMENT OF CONFEREES—
H.R. 4603

Thereupon, the SPEAKER pro tempore, Mr. LAROCO, by unanimous consent, announced the appointment of Messrs. MOLLOHAN, SMITH of Iowa, CARR, MORAN, SKAGGS, PRICE, OBEY, ROGERS, KOLBE, TAYLOR of North Carolina, and MCDADE as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶94.8 ENERGY AND WATER
APPROPRIATIONS

Mr. BEVILL called up the following conference report (Rept. No. 103-672):

The Committee of Conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4506) "making appropriations for Energy and Water Development for the fiscal year ending September 30, 1995, and for other purposes," having met, after full and free con-

ference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 7, 11, 14, 17, 18, 19, 20, 23, 24, 25, 27, 29, 30, 31, and 32.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 5, 10, 12, 37, 38, 40, 43, 45, 46, and 50, and agree to the same.

Amendment numbered 3:

That the House recede from its disagreement to the amendment to the Senate numbered 3, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$983,668,000*; and the Senate agree to the same.

Amendment numbered 13:

That the House recede from its disagreement to the amendment of the Senate numbered 13, and agree to the same with an amendment, as follows:

In lieu of the matter stricken insert : *Provided further, That no part of any other appropriation provided in title I of this Act shall be available to fund the activities of the Office of the Chief of Engineers or the executive direction and management activities of the Division Offices*; and the Senate agree to the same.

Amendment numbered 22:

That the House recede from its disagreement to the amendment of the Senate numbered 22, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$284,300,000*; and the Senate agree to the same.

Amendment numbered 26:

That the House recede from its disagreement to the amendment of the Senate numbered 26, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$3,314,548,000*; and the Senate agree to the same.

Amendment numbered 34:

That the House recede from its disagreement to the amendment of the Senate numbered 34, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$984,031,000*; and the Senate agree to the same.

Amendment numbered 36:

That the House recede from its disagreement to the amendment of the Senate numbered 36, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$392,800,000*; and the Senate agree to the same.

Amendment numbered 41:

That the House recede from its disagreement to the amendment of the Senate numbered 41, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted, insert: *\$3,229,069,000 to remain available until expended*; and the Senate agree to the same.

Amendment numbered 42:

That the House recede from its disagreement to the amendment of the Senate numbered 42, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$5,092,691,000*; and the Senate agree to the same.

Amendment numbered 44:

That the House recede from its disagreement to the amendment of the Senate numbered 44, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$1,849,657,000*; and the Senate agree to the same.

Amendment numbered 47:

That the House recede from its disagreement to the amendment of the Senate num-

bered 47, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert *\$282,000,000*; and the Senate agree to the same.

The committee of conference report in disagreement amendments numbered 2, 4, 6, 8, 9, 15, 16, 21, 28, 33, 35, 39, 48, and 49.

TOM BEVILL,
VIC FAZIO,
JIM CHAPMAN,
DOUGLAS "PETE"

PETERSON,
ED PASTOR,
CARRIE P. MEEK,
DAVID R. OBEY,
JOHN T. MYERS,
(Except for amend-
ment No. 35),

DEAN A. GALLO,
HAROLD ROGERS,
JOSEPH M. MCDADE,

Managers on the Part of the House.

J. BENNETT JOHNSTON,
ROBERT C. BYRD,
ERNEST F. HOLLINGS,
JIM SASSER,
DENNIS DECONCINI,
HARRY REID,
ROBERT J. KERREY,
MARK O. HATFIELD,
THAD COCHRAN,
PETE V. DOMENICI,
DON NICKLES,
SLADE GORTON,
MITCH MCCONNELL,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

On motion of Mr. BEVILL, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. LAROCO, announced that the yeas had it.

Mr. PENNY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 393
Nays 34

¶94.9

[Roll No. 385]

YEAS—393

Abercrombie	Bevill	Canady
Ackerman	Bilbray	Cantwell
Andrews (ME)	Bilirakis	Cardin
Andrews (NJ)	Bishop	Carr
Andrews (TX)	Blackwell	Castle
Applegate	Bliley	Chapman
Bacchus (FL)	Blute	Clay
Bachus (AL)	Boehlert	Clayton
Baessler	Bonilla	Clement
Baker (CA)	Bonior	Clinger
Baker (LA)	Borski	Clyburn
Ballenger	Boucher	Coleman
Barca	Brewster	Collins (GA)
Barcia	Brooks	Collins (IL)
Barlow	Browder	Collins (MI)
Barrett (NE)	Brown (CA)	Combest
Barrett (WI)	Brown (FL)	Condit
Bartlett	Brown (OH)	Conyers
Barton	Bryant	Cooper
Bateman	Bunning	Coppersmith
Becerra	Buyer	Costello
Beilenson	Byrne	Cox
Bentley	Callahan	Coyne
Bereuter	Calvert	Cramer
Berman	Camp	Cunningham

Danner
Darden
de la Garza
Deal
DeFazio
DeLauro
DeLay
Derrick
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Dixon
Dooley
Doolittle
Dornan
Dunn
Durbín
Edwards (CA)
Edwards (TX)
Ehlers
Emerson
Engel
English
Eshoo
Evans
Everett
Ewing
Farr
Fazio
Fields (LA)
Fields (TX)
Filner
Fingerhut
Fish
Flake
Foglietta
Ford (MI)
Ford (TN)
Fowler
Frank (MA)
Franks (CT)
Franks (NJ)
Frost
Furse
Gallegly
Gallo
Gedjenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gingrich
Glickman
Gonzalez
Goodlatte
Goodling
Gordon
Goss
Grandy
Green
Greenwood
Gunderson
Gutierrez
Hall (OH)
Hall (TX)
Hamburg
Hamilton
Hansen
Harman
Hastert
Hastings
Hayes
Hefner
Hilliard
Hinche
Hoagland
Hobson
Hochbrueckner
Hoekstra
Hoke
Holden
Horn
Houghton
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Hyde
Inhofe
Inslee
Istook
Jefferson
Johnson (CT)

Johnson (GA)
Johnson (SD)
Johnson, E.B.
Johnson, Sam
Johnston
Kanjorski
Kaptur
Kasich
Kennedy
Kennelly
Kildee
Kim
King
Kingston
Klecza
Klein
Klink
Knollenberg
Kolbe
Kopetski
Kreidler
Kyl
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Laughlin
Lazio
Leach
Lehman
Levin
Levy
Lewis (CA)
Lewis (FL)
Lewis (GA)
Lewis (KY)
Lightfoot
Linder
Lipinski
Livingston
Lloyd
Long
Lowey
Lucas
Machtley
Maloney
Mann
Manton
Margolies-
Mezvinsky
Markley
Martinez
Matsui
Mazzoli
McCandless
McCloskey
McCrery
McCurdy
McDade
McDermott
McHale
McInnis
McKeon
McKinney
McMillan
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Mica
Michel
Miller (CA)
Mineta
Mink
Moakley
Molinari
Mollohan
Montgomery
Moorhead
Moran
Morella
Murphy
Murtha
Myers
Nadler
Neal (MA)
Neal (NC)
Nussle
Oberstar
Obey
Oliver
Ortiz
Orton
Owens
Oxley
Packard
Pallone

Parker
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Pickett
Pickle
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quillen
Quinn
Rahall
Rangel
Reed
Regula
Reynolds
Richardson
Ridge
Roberts
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Rose
Rostenkowski
Roth
Roukema
Rowland
Roybal-Allard
Rush
Sabo
Sanders
Sangmeister
Santorum
Sarpalious
Sawyer
Saxton
Schenk
Schiff
Schroeder
Schumer
Scott
Serrano
Sharp
Shaw
Shepherd
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slattery
Slaughter
Smith (IA)
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Spence
Spratt
Stark
Stearns
Stenholm
Stokes
Strickland
Studds
Stupak
Sundquist
Swett
Swift
Synar
Talent
Tanner
Tauzin
Taylor (MS)
Tejeda
Thomas (CA)
Thomas (WY)
Thompson
Thornton
Turman
Torkildsen
Torres
Torricelli
Towns
Traficant
Unsoeld
Upton
Valentine
Velazquez
Vento
Visclosky
Volkmer

Vucanovich
Walker
Walsh
Waters
Watt
Waxman
Weldon
Wheat
Whitten
Wilson
Wise
Wolf
Woolsey
Wyden

Wynn
Yates
Young (AK)
Young (FL)
Zimmer

NAYS—34

Allard
Archer
Armey
Burton
Coble
Crane
Crapo
Dreier
Duncan
Fawell
Grams
Hancock
Hefley
Inglis
Jacobs
Klug
Manzullo
McHugh
Miller (FL)
Minge
Paxon
Penny
Peterson (MN)
Petri

Ramstad
Royce
Schaefer
Sensenbrenner
Shays
Solomon
Stump
Taylor (NC)
Tucker
Zeliff

NOT VOTING—7

Boehner
Dellums
Herger
McCollum
Ravenel
Washington
Williams

So the conference report was agreed to.

¶94.10 AMENDMENTS IN DISAGREEMENT—
H.R. 4506

The House then proceeded to the consideration of the following amendments of the Senate reported in disagreement numbered 2, 4, 6, 8, 9, 15, 16, 21, 28, 33, 35, 39, 48, and 49.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 2 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment insert:

Red River Navigation Study, Arkansas, \$300,000;

Los Angeles County Water Conservation and Supply, California, \$500,000;

Norco Bluffs, California, \$200,000;

Indianapolis, White River, Central Waterfront, Indiana, \$4,000,000;

Lake George, Hobart, Indiana, \$200,000;

Little Calumet River Basin (Cady Marsh Ditch), Indiana, \$150,000;

Ohio River Greenway, Indiana, \$500,000;

Hazard, Kentucky, \$500,000;

Kentucky Lock and Dam, Kentucky, \$2,000,000;

Mussers Dam, Pennsylvania, \$100,000;

Hartsville, Trousdale County, Tennessee, \$95,000;

West Virginia Comprehensive, West Virginia, \$350,000; and

West Virginia Port Development, West Virginia, \$800,000.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 4 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment, insert:

Red River Emergency Bank Protection, Arkansas and Louisiana, \$6,000,000;

Red River below Denison Dam Levee and Bank Stabilization, Arkansas, Louisiana and Texas, \$2,100,000;

West Sacramento, California, \$500,000;

Sacramento River Flood Control Project (Glenn-Colusa Irrigation District), California, \$400,000;

Sacramento River Flood Control Project (Deficiency Correction), California, \$3,700,000;

San Timoteo Creek (Santa Ana River Mainstem), California, \$5,000,000;

Central and Southern Florida, Florida, \$8,624,000;

Kissimmee River, Florida, \$4,000,000;

Savannah Harbor Deepening, Georgia (Reimbursement), \$11,585,000, of which \$2,083,000 is for a cost-shared Savannah River recreation enhancement and public access project along 900 linear feet of shoreline in the City of Savannah;

Casino Beach, Illinois, \$1,000,000;

Des Moines Recreational River and Greenbelt, Iowa, \$4,000,000;

Harlan (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, \$20,000,000;

Middlesborough (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, \$1,200,000;

Williamsburg (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, \$3,000,000;

Pike County (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, \$5,000,000;

Lake Pontchartrain and Vicinity (Jefferson Parish), Louisiana, \$800,000;

Lake Pontchartrain and Vicinity (Hurricane Protection), Louisiana, \$12,500,000;

Quachita River Levees, Louisiana, \$4,500,000;

Ste. Genevieve, Missouri, \$3,000,000;

Hackensack Meadowslands Area, New Jersey, \$2,500,000;

Ramapo River at Oakland, New Jersey, \$600,000;

Salem River, New Jersey, \$1,000,000;

Carolina Beach and Vicinity, North Carolina, \$2,800,000;

Fort Fisher and Vicinity, North Carolina, \$900,000;

Broad Top Region, Pennsylvania, \$1,000,000;

Lackawanna River, Olyphant, Pennsylvania, \$1,100,000;

Lackawanna River, Scranton, Pennsylvania, \$1,000,000;

South Central Pennsylvania Environmental Restoration Infrastructure and Resource Protection Development Pilot Program, Pennsylvania, \$7,000,000;

Allendale Dam, Rhode Island, \$67,500;

Wallisville Lake, Texas \$1,000,000;

Richmond Filtration Plant, Virginia, \$2,000,000;

Southern West Virginia Environmental Restoration Infrastructure and Resource Protection Development Pilot Program, West Virginia, \$1,500,000;

Hatfield Bottom (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), West Virginia, \$500,000; and

Upper Mingo County (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), West Virginia, \$250,000

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 6 and concurred therein.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 8 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment, insert:

Tucson Diversion Channel, Arizona, \$2,500,000;

Jeffersonville-Clarkville, Indiana, \$750,000;

McAlpine Lock and Dam (Ohio River Locks and Dams), Kentucky, \$1,000,000;

Raystown Lake, Pennsylvania, \$5,330,000; and

John H. Kerr Reservoir (Mosquito Control), Virginia and North Carolina, \$40,000

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 9 and concurred therein.

On motion of Mr. BEVILL, the House receded from its disagreement to the

amendment of the Senate numbered 15 and concurred therein.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 16 and concurred therein.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 21 and concurred therein.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 28 and concurred therein with the following amendment:

In lieu of the matter inserted by said amendment, insert:

“: *Provided*, That the Secretary of Energy may transfer available amounts appropriated for use by the Department of Energy under title III of previously enacted Energy and Water Development Appropriations Acts into the Isotope Production and Distribution Program Fund, in order to continue isotope production and distribution activities: *Provided further*, That the authority to use these amounts appropriated is effective from the date of enactment of this Act: *Provided further*, That fees set by the Secretary for the sale of isotopes and related services shall hereafter be determined without regard to the provisions of Energy and Water Development Appropriations Act (P.L. 101-101): *Provided further*, That amounts provided for isotope production and distribution in previous Energy and Water Development Appropriations Acts shall be treated as direct appropriations and shall be merged with funds appropriated under this head”.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 33 and concurred therein.

Mr. BEVILL moved that the House recede from its disagreement to the amendment of the Senate numbered 35 and concur therein.

After debate,

By unanimous consent, the previous question was ordered.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. LAROCO, announced that the yeas had it.

So the motion to recede and concur in the amendment of the Senate numbered 35 was agreed to.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 39 and concurred therein.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 48 and concurred therein with the following amendment:

In lieu of the sum stricken and inserted by said amendment, insert \$520,501,000.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 49 and concurred therein with the following amendment:

In lieu of the sum stricken and inserted by said amendment, insert \$498,501,000.

A motion to reconsider the votes whereby the foregoing conference report and motions were agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶94.11 HOUR OF MEETING

On motion of Mr. BEILENSEN, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 11 o'clock a.m. on Thursday, August 11, 1994.

¶94.12 PROVIDING FOR THE CONSIDERATION OF H.R. 4822

Mr. BEILENSEN, by direction of the Committee on Rules, called up the following resolution (H. Res. 514):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4822) to make certain laws applicable to the legislative branch of the Federal Government. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed one hour, with thirty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Rules and thirty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on House Administration. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the committee amendments now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule an amendment in the nature of a substitute consisting of the text of H.R. 4892 modified by the amendments printed in part 1 of the report of the Committee on Rules accompanying this resolution. That amendment in the nature of a substitute shall be considered as read. No amendment to the amendment in the nature of a substitute shall be in order except those printed in part 2 of the report of the Committee on Rules. Each amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against amendments printed in part 2 of the report are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered.

After debate,

Mr. BEILENSEN moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SERRANO, announced that the yeas had it.

Mr. DREIER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 247
Nays 185

¶94.13 [Roll No. 386] YEAS—247

Ackerman	Gordon	Ortiz
Andrews (ME)	Green	Orton
Andrews (NJ)	Gutierrez	Owens
Andrews (TX)	Hall (OH)	Pallone
Applegate	Hall (TX)	Parker
Bacchus (FL)	Hamburg	Pastor
Baessler	Hamilton	Payne (NJ)
Barca	Harman	Payne (VA)
Barcia	Hastings	Pelosi
Barlow	Hayes	Penny
Barrett (WI)	Hefner	Peterson (FL)
Becerra	Hilliard	Peterson (MN)
Beilenson	Hinchey	Pickett
Berman	Hoagland	Pickle
Bevill	Hochbrueckner	Pomeroy
Bilbray	Holden	Poshard
Bishop	Hoyer	Price (NC)
Blackwell	Hughes	Rahall
Bonior	Hutto	Rangel
Borski	Inslee	Reed
Boucher	Jefferson	Reynolds
Brewster	Johnson (GA)	Richardson
Brooks	Johnson (SD)	Roemer
Browder	Johnson, E.B.	Rose
Brown (CA)	Johnston	Rostenkowski
Brown (OH)	Kanjorski	Rowland
Bryant	Kaptur	Roybal-Allard
Byrne	Kennedy	Rush
Cantwell	Kennelly	Sabo
Cardin	Kildee	Sanders
Carr	Klecza	Sangmeister
Chapman	Klein	Sarpalius
Clay	Klink	Sawyer
Clayton	Kopetski	Schenk
Clement	Kreidler	Schroeder
Clyburn	LaFalce	Schumer
Coleman	Lambert	Scott
Collins (IL)	Lancaster	Serrano
Condit	Lantos	Sharp
Conyers	LaRocco	Shays
Coppersmith	Laughlin	Shepherd
Costello	Lehman	Sisisky
Coyne	Levin	Skaggs
Cramer	Lewis (GA)	Skelton
Danner	Lipinski	Slattery
Darden	Lloyd	Slaughter
de la Garza	Long	Smith (IA)
Deal	Lowe	Spratt
DeFazio	Maloney	Stark
DeLauro	Mann	Stenholm
Dellums	Manton	Stokes
Derrick	Margolies-	Strickland
Deutsch	Mezvinsky	Studds
Dicks	Markey	Stupak
Dingell	Martinez	Swett
Dixon	Matsui	Swift
Dooley	McCloskey	Synar
Durbin	McCurdy	Tanner
Edwards (CA)	McDermott	Tauzin
Edwards (TX)	McHale	Tejeda
Engel	McKinney	Thompson
English	McNulty	Thornton
Eshoo	Meehan	Thurman
Evans	Menendez	Torres
Farr	Mfume	Torricelli
Fazio	Miller (CA)	Towns
Fields (LA)	Mineta	Trafficant
Filner	Minge	Tucker
Fingerhut	Mink	Unsoeld
Flake	Moakley	Valentine
Foglietta	Mollohan	Velazquez
Ford (TN)	Montgomery	Vento
Frank (MA)	Moran	Visclosky
Frost	Murphy	Volkmer
Furse	Murtha	Waters
Gejdenson	Nadler	Watt
Gephardt	Neal (MA)	Waxman
Geren	Neal (NC)	Wheat
Gibbons	Oberstar	Whitten
Glickman	Obey	Williams
Gonzalez	Oliver	

Wilson
Wise

Woolsey
Wyden

Wynn
Yates

NAYS—185

Abercrombie
Allard
Archer
Armey
Bachus (AL)
Baker (CA)
Baker (LA)
Ballenger
Barrett (NE)
Bartlett
Barton
Bateman
Bentley
Bereuter
Bilirakis
Bliley
Blute
Boehlert
Boehner
Bonilla
Brown (FL)
Bunning
Burton
Buyer
Callahan
Calvert
Camp
Canady
Castle
Clinger
Coble
Collins (GA)
Collins (MI)
Combest
Cooper
Cox
Crane
Crapo
Cunningham
DeLay
Diaz-Balart
Dickey
Doolittle
Dornan
Dreier
Duncan
Dunn
Ehlers
Emerson
Everett
Ewing
Fawell
Fields (TX)
Fish
Ford (MI)
Fowler
Franks (CT)
Franks (NJ)
Gallegly
Gallo
Gekas
Gilchrest

Gillmor
Gilman
Gingrich
Goodlatte
Goodling
Goss
Grams
Grandy
Greenwood
Gunderson
Hancock
Hansen
Hastert
Hefley
Hobson
Hoekstra
Hoke
Horn
Houghton
Huffington
Hunter
Hutchinson
Hyde
Ingليس
Inhofe
Istook
Jacobs
Johnson (CT)
Johnson, Sam
Kasich
Kim
King
Kingston
Klug
Knollenberg
Kolbe
Kyl
Lazio
Leach
Levy
Lewis (CA)
Lewis (FL)
Lewis (KY)
Lightfoot
Linder
Livingston
Lucas
Machtley
Manzullo
Mazzoli
McCandless
McCollum
McCrery
McDade
McHugh
McInnis
McKeon
McMillan
Meek
Meyers
Michel

Miller (FL)
Molinari
Moorhead
Morella
Myers
Nussle
Oxley
Packard
Paxon
Petri
Pombo
Porter
Portman
Pryce (OH)
Quillen
Quinn
Ramstad
Ravenel
Regula
Ridge
Roberts
Rohrabacher
Ros-Lehtinen
Roth
Roukema
Royce
Santorum
Saxton
Schaefer
Schiff
Sensenbrenner
Shaw
Shuster
Skeen
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Solomon
Spence
Stearns
Stump
Sundquist
Talent
Taylor (MS)
Taylor (NC)
Thomas (CA)
Thomas (WY)
Torkildsen
Upton
Walker
Walsh
Weldon
Wolf
Young (AK)
Young (FL)
Zeliff
Zimmer

NOT VOTING—2

Herger
Washington

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SERRANO, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶94.14 CONGRESSIONAL ACCOUNTABILITY

The SPEAKER pro tempore, Mr. SERRANO, pursuant to House Resolution 514 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4822) to make certain laws applicable to the legislative branch of the Federal Government.

The SPEAKER pro tempore, Mr. SERRANO, by unanimous consent, designated Mr. INSLEE as Chairman of the Committee of the Whole; and after some time spent therein,

¶94.15 CALL IN COMMITTEE

Mr. INSLEE, Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

¶94.16 [Roll No. 387]
ANSWERED "PRESENT"—428

Abercrombie
Ackerman
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Applegate
Archer
Armey
Bachus (FL)
Bachus (AL)
Baesler
Baker (CA)
Baker (LA)
Ballenger
Barca
Barlow
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bateman
Becerra
Beilenson
Bentley
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Bishop
Blackwell
Bliley
Blute
Boehlert
Boehner
Bonilla
Bonior
Borski
Boucher
Brewster
Brooks
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Bryant
Bunning
Burton
Buyer
Byrne
Callahan
Calvert
Camp
Canady
Cantwell
Cardin
Carr
Castle
Chapman
Clay
Clayton
Clement
Clinger
Clyburn
Coble
Coleman
Collins (GA)
Collins (IL)
Collins (MI)
Combest
Condit
Conyers
Cooper
Coppersmith
Costello
Cox
Coyne

Cramer
Crane
Crapo
Cunningham
Danner
Darden
de la Garza
de Lugo (VI)
Deal
DeFazio
DeLauro
DeLay
Dellums
Derrick
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Dixon
Dooley
Doolittle
Dornan
Dreier
Duncan
Dunn
Durbin
Edwards (CA)
Edwards (TX)
Ehlers
Emerson
Engel
English
Eshoo
Evans
Everett
Ewing
Faleomavaega (AS)
Farr
Fawell
Fazio
Fields (LA)
Fields (TX)
Filner
Fingerhut
Fish
Flake
Foglietta
Ford (MI)
Ford (TN)
Fowler
Franks (CT)
Franks (NJ)
Furse
Gallegly
Gallo
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gingrich
Glickman
Gonzalez
Goodlatte
Goodling
Gordon
Grams
Grandy
Green
Greenwood
Gunderson
Gutierrez

Hall (OH)
Hall (TX)
Hamburg
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings
Hayes
Hefley
Hefner
Hilliard
Hinchey
Hoagland
Hobson
Hochbrueckner
Hoekstra
Hoke
Holden
Horn
Houghton
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Hyde
Ingليس
Inhofe
Inslee
Istook
Jacobs
Jefferson
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, E.B.
Johnson, Sam
Johnston
Kanjorski
Kaptur
Kasich
Kennedy
Kennelly
Kildee
Kim
King
Kingston
Klecza
Klein
Klink
Klug
Knollenberg
Kolbe
Kopetski
Kreidler
Kyl
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Laughlin
Lazio
Leach
Lehman
Levin
Levy
Lewis (CA)
Lewis (FL)
Lewis (GA)
Lewis (KY)
Lightfoot
Linder
Lipinski
Livingston

Lloyd
Long
Lowey
Lucas
Machtley
Maloney
Mann
Manton
Manzullo
Margolies-Mezvinsky
Markey
Martinez
Matsui
Mazzoli
McCandless
McCloskey
McCollum
McCrery
McCurdy
McDade
McDermott
McHale
McHugh
McInnis
McKeon
McKinney
McMillan
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Mica
Michel
Miller (CA)
Miller (FL)
Mineta
Minge
Mink
Moakley
Mollohan
Montgomery
Moorhead
Morella
Murphy
Murtha
Myers
Nadler
Neal (MA)
Neal (NC)
Norton (DC)
Nussle
Oberstar
Obey
Oliver
Ortiz
Orton
Owens
Oxley
Packard
Pallone
Parker
Pastor
Paxon

Payne (NJ)
Payne (VA)
Pelosi
Penny
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quillen
Quinn
Rahall
Ramstad
Rangel
Ravenel
Reed
Regula
Reynolds
Richardson
Ridge
Roberts
Roemer
Rogers
Rohrabacher
Romero-Barcelo (PR)
Ros-Lehtinen
Rose
Rostenkowski
Roth
Roukema
Rowland
Roybal-Allard
Royce
Rush
Sabo
Sanders
Sangmeister
Santorum
Sarpalius
Sawyer
Saxton
Schaefer
Schenk
Schiff
Schroeder
Schumer
Scott
Sensenbrenner
Serrano
Sharp
Shaw
Shays
Shepherd
Shuster
Sisisky
Skaggs
Skeen
Skelton

Slattery
Slaughter
Smith (IA)
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Solomon
Spence
Spratt
Stenholm
Stokes
Strickland
Studds
Stump
Stupak
Sundquist
Swett
Swift
Synar
Talent
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas (CA)
Thomas (WY)
Thompson
Thornston
Thurman
Torkildsen
Torres
Torricelli
Towns
Traficant
Tucker
Underwood (GU)
Unsoeld
Upton
Velazquez
Vento
Visclosky
Volkmer
Vucanovich
Walker
Walsh
Waters
Watt
Waxman
Weldon
Wheat
Whitten
Wilson
Wise
Wolf
Woolsey
Wyden
Wynn
Yates
Young (AK)
Young (FL)
Zeliff
Zimmer

Thereupon, Mr. INSLEE, Chairman, announced that 428 Members had been recorded, a quorum.

The Committee resumed its business.

¶94.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. BYRNE:

Page 7, line 25, insert before the period the following: "or, to the extent that it relates to any standard benefits package approved as part of the national health care reform enacted by Congress in the 103d Congress, apply to Members of Congress, as defined in section 2106 of title 5, United States Code, in accordance with this Act".

It was decided in the affirmative Yeas 374
Nays 57
Answered present 3

¶94.18 [Roll No. 388]
AYES—374

Allard
Andrews (ME)
Andrews (NJ)

Andrews (TX)
Applegate
Archer

Armey
Bachus (FL)
Bachus (AL)

Baessler
Baker (CA)
Ballenger
Barca
Barcia
Barlow
Barrett (NE)
Barrett (WI)
Bartlett
Becerra
Beilenson
Bentley
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Bishop
Blackwell
Blute
Boehlert
Boehner
Bonilla
Bonior
Boucher
Brewster
Brooks
Browder
Brown (CA)
Brown (OH)
Bryant
Bunning
Burton
Buyer
Byrne
Callahan
Calvert
Camp
Canady
Cantwell
Cardin
Carr
Castle
Chapman
Clement
Clinger
Clyburn
Coble
Coleman
Collins (GA)
Combust
Condit
Conyers
Cooper
Coppersmith
Costello
Cox
Coyne
Cramer
Crapo
Cunningham
Danner
Darden
de la Garza
Deal
DeFazio
DeLauro
Dellums
Derrick
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Dixon
Dooley
Doolittle
Dornan
Dreier
Duncan
Dunn
Durbin
Edwards (TX)
Ehlers
Emerson
Engel
English
Eshoo
Evans
Everett
Ewing
Faleomavaega (AS)
Farr
Fawell
Fazio
Fields (LA)
Fields (TX)
Filner
Fingerhut

Fish
Foglietta
Ford (TN)
Frank (MA)
Franks (CT)
Franks (NJ)
Frost
Furse
Gallegly
Gallo
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Glickman
Goodlatte
Goodling
Gordon
Goss
Grams
Green
Greenwood
Gunderson
Gutierrez
Hall (OH)
Hall (TX)
Hamburg
Hamilton
Hancock
Harman
Hastert
Hayes
Hefley
Hefner
Hilliard
Hinchey
Hoagland
Hobson
Hochbrueckner
Hoekstra
Hoke
Holden
Horn
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Inglis
Inhofe
Inslee
Istook
Jacobs
Jefferson
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, E.B.
Johnson, Sam
Johnston
Kanjorski
Kasich
Kennedy
Kennelly
Kildee
Kim
Kingston
Klecza
Klein
Klug
Knollenberg
Kolbe
Kopetski
Kreidler
Kyl
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Laughlin
Lazio
Leach
Lehman
Levin
Levy
Lewis (GA)
Lewis (KY)
Lightfoot
Linder
Lipinski
Livingston
Lloyd
Long
Lowey

Lucas
Machtley
Maloney
Mann
Manzullo
Margolies-Mezvinsky
Markey
Matsui
Mazzoli
McCrery
McCurdy
McDermott
McHale
McHugh
McInnis
McKeon
McKinney
McNulty
Meehan
Menendez
Meyers
Mfume
Mica
Miller (CA)
Miller (FL)
Mineta
Minge
Moakley
Mollohan
Montgomery
Moorhead
Moran
Morella
Murphy
Myers
Nadler
Neal (MA)
Neal (NC)
Nussle
Oberstar
Olver
Ortiz
Orton
Owens
Pallone
Parker
Pastor
Paxon
Payne (NJ)
Payne (VA)
Pelosi
Penny
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quillen
Quinn
Rahall
Ramstad
Rangel
Ravenel
Reed
Regula
Reynolds
Richardson
Ridge
Roberts
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Roth
Roukema
Rowland
Royce
Rush
Sabo
Sanders
Sangmeister
Santorum
Sarpalus
Sawyer
Saxton
Schaefer
Schenk
Schiff
Schroeder
Schumer
Scott
Sensenbrenner

Sharp
Shaw
Shays
Shepherd
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slattery
Slaughter
Smith (IA)
Smith (MI)
Smith (NJ)
Smith (TX)
Snowe
Solomon
Spence
Spratt
Stark
Stearns
Stenholm
Stokes

Strickland
Studds
Stump
Stupak
Sundquist
Swett
Synar
Talent
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas (WY)
Thompson
Thornton
Thurman
Torkildsen
Torres
Torricelli
Towns
Traficant
Unsoeld

Upton
Velazquez
Vento
Visclosky
Volkmer
Vucanovich
Walker
Walsh
Waters
Weldon
Wheat
Whitten
Williams
Wilson
Wise
Wolf
Woolsey
Wyden
Wynn
Zeliff
Zimmer

NOES—57

Abercrombie
Ackerman
Baker (LA)
Barton
Bateman
Bliley
Borski
Clay
Clayton
Collins (IL)
Collins (MI)
Crane
de Lugo (VI)
DeLay
Edwards (CA)
Flake
Ford (MI)
Fowler
Gingrich
Gonzalez

Grandy
Hansen
Hastings
Houghton
Hyde
King
Klink
Lewis (CA)
Lewis (FL)
Manton
Martinez
McCandless
McCloskey
McCollum
McDade
McMillan
Meek
Michel
Mink
Murtha

Oxley
Packard
Romero-Barcelo (PR)
Rose
Rostenkowski
Roybal-Allard
Serrano
Smith (OR)
Swift
Thomas (CA)
Tucker
Underwood (GU)
Watt
Waxman
Yates
Young (AK)
Young (FL)

ANSWERED "PRESENT"—3

Brown (FL) Kaptur Norton (DC)
Herger Obey Washington
Molinaro Valentine

NOT VOTING—5

So the amendment was agreed to.
After some further time,

¶94.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FINGERHUT to the amendment submitted by Mr. BEILEN-SON:

Amendment submitted by Mr. FINGERHUT:

In paragraph 4(b)(2) proposed to be inserted by the amendment, amend subparagraph (B) to read as follows:

"(B) OFFICE.—The executive director may not be an individual who holds or has held the position of Member of the House of Representatives or Senator or the position of employee of the House of Representatives or the Senate, or who engages in, or is otherwise employed in, lobbying of the Congress and is required under the Federal Regulation of Lobbying Act to register with the Clerk of the House of Representatives or the Secretary of the Senate."

Amendment submitted by Mr. BEILEN-SON:

Page 8, strike out line 22 and all that follows through line 7 on page 9 and insert the following:

(2) EXECUTIVE DIRECTOR.—

(A) IN GENERAL.—The Chairperson of the Board of Directors shall appoint, may establish the compensation of, and may terminate, subject to the approval of the Board of Directors, an Executive Director (referred to in this Act as the "executive director"). The compensation of the executive director may not exceed the compensation for level V of

the Executive Schedule under section 5316 of title 5, United States Code. The executive director shall be an individual with training or expertise in the application of the laws referred to in section 3 to employment. The appointment of the first executive director shall be completed no later than 120 days after the initial appointment of the Board of Directors.

(B) OFFICE.—The executive director may not be an individual who holds or may have held the position of Member of the House of Representatives or Senator. The executive director may not be an individual who holds the position of employee of the House of Representatives or the Senate but the executive director may be an individual who held such a position at least 4 years before appointment as executive director.

Page 9, strike lines 9 through 14, in line 15 on page 9 strike "(2)" and insert "(1)", and redesignate paragraphs (2), (3), and (4) as paragraphs (1), (2), and (3), respectively.

Page 9, strike line 24 and all that follows through line 4 on page 10 and insert the following:

(B) OFFICE.—No member of the Board of Directors appointed under subsection (b)(1) may hold or may have held the position of Member of the House of Representatives or Senator, may hold the position of employee of the House of Representatives or Senate, or may have held such a position within 4 years of the date of appointment.

Page 12, strike line 22 and insert "the first executive director".

It was decided in the { Yeas 216
negative Nays 220

¶94.20 [Roll No. 389]

AYES—216

Allard
Andrews (NJ)
Andrews (TX)
Archer
Armey
Bacchus (FL)
Bachus (AL)
Baker (CA)
Ballenger
Barca
Barlow
Barrett (NE)
Barrett (WI)
Bartlett
Becerra
Bereuter
Blibray
Bliley
Blute
Browder
Brown (OH)
Bryant
Bunning
Byrne
Calvert
Camp
Canady
Cantwell
Carr
Castle
Clement
Clinger
Coble
Collins (GA)
Combust
Cooper
Coppersmith
Cox
Crapo
Cunningham
Danner
de la Garza
Deal
DeLauro
Deutsch
Diaz-Balart
Dickey
Doolittle
Dornan
Dreier
Duncan

Dunn
Edwards (TX)
Ehlers
Eshoo
Everett
Ewing
Farr
Fawell
Fields (TX)
Fingerhut
Fish
Fowler
Franks (CT)
Franks (NJ)
Furse
Gallegly
Gallo
Gekas
Gibbons
Gilchrest
Gilman
Gingrich
Goodlatte
Goodling
Goss
Grams
Grandy
Gunderson
Gutierrez
Hall (TX)
Hamilton
Harman
Hastert
Hayes
Hoekstra
Holden
Houghton
Huffington
Hutchinson
Hutto
Inglis
Inhofe
Istook
Jacobs
Jefferson
Johnson (CT)
Johnson (GA)
Johnson, Sam
Kasich
Kildee
Kim
Kingston
Klecza

Klein
Klug
Kolbe
Kreidler
Kyl
Lambert
Lancaster
Lantos
Lazio
Leach
Levin
Levy
Lewis (FL)
Lewis (KY)
Lightfoot
Linder
Livingston
Long
Lowey
Lucas
Machtley
Maloney
Manzullo
Margolies-Mezvinsky
McCandless
McCollum
McCurdy
McHale
McHugh
McInnis
McKeon
Meehan
Menendez
Meyers
Mica
Miller (FL)
Minge
Montgomery
Moorhead
Nadler
Norton (DC)
Nussle
Orton
Pallone
Parker
Paxon
Penny
Peterson (MN)
Petri
Pombo
Porter
Portman

Poshard
Price (NC)
Pryce (OH)
Quinn
Ramstad
Ravenel
Richardson
Ridge
Roemer
Rogers
Rohrabacher
Romero-Barcelo
(PR)
Ros-Lehtinen
Roth
Roukema
Royce
Santorum
Saxton
Schaefer

Schenk
Schiff
Schroeder
Sensenbrenner
Shaw
Shays
Shepherd
Shuster
Sisisky
Smith (IA)
Smith (MI)
Smith (NJ)
Smith (TX)
Snowe
Solomon
Spence
Spratt
Stearns
Stenholm
Strickland

Stupak
Sundquist
Swett
Talent
Taylor (MS)
Taylor (NC)
Thomas (CA)
Thurman
Torkildsen
Traficant
Tucker
Unsoeld
Upton
Walker
Weldon
Wolf
Wyden
Zeliff
Zimmer

NOES—220

Abercrombie
Ackerman
Andrews (ME)
Applegate
Baesler
Baker (LA)
Barton
Bateman
Beilenson
Bentley
Berman
Bevill
Billirakis
Bishop
Blackwell
Boehlert
Boehner
Bonilla
Bonior
Borski
Boucher
Brewster
Brooks
Brown (CA)
Brown (FL)
Burton
Buyer
Callahan
Cardin
Chapman
Clay
Clayton
Clyburn
Coleman
Collins (IL)
Collins (MI)
Condit
Conyers
Costello
Coyne
Cramer
Crane
Darden
de Lugo (VI)
DeFazio
Dellums
Derrick
Dicks
Dingell
Dixon
Dooley
Durbin
Edwards (CA)
Emerson
Engel
English
Evans
Faleomavaega
(AS)
Fazio
Fields (LA)
Filner
Flake
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Frost
Gejdenson
Gephardt
Geren
Gillmor
Glickman
Gonzalez

Gordon
Green
Greenwood
Hall (OH)
Hamburg
Hancock
Hansen
Hastings
Hefley
Hefner
Hilliard
Hinchey
Hoagland
Hobson
Hochbrueckner
Hoke
Horn
Hoyer
Hughes
Hunter
Hyde
Inslee
Johnson (SD)
Johnson, E. B.
Johnston
Kanjorski
Kaptur
Kennedy
Kennelly
King
Klink
Knollenberg
Kopetski
LaFalce
LaRocco
Laughlin
Lehman
Lewis (CA)
Lewis (GA)
Lipinski
Lloyd
Mann
Manton
Markey
Martinez
Matsui
Mazzoli
McCloskey
McCrery
McDade
McDermott
McKinney
McMillan
McNulty
Meek
Mfume
Michel
Miller (CA)
Mineta
Mink
Moakley
Mollohan
Moran
Morella
Murphy
Murtha
Myers
Neal (MA)
Neal (NC)
Oberstar
Obey
Olver
Ortiz
Owens

Oxley
Packard
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Pickett
Pickle
Pomeroy
Quillen
Rahall
Rangel
Reed
Regula
Reynolds
Roberts
Rose
Rostenkowski
Rowland
Roybal-Allard
Rush
Sabo
Sanders
Sangmeister
Sarpalius
Sawyer
Schumer
Scott
Serrano
Sharp
Skaggs
Skeen
Skelton
Slattery
Slaughter
Smith (OR)
Stark
Stokes
Studds
Stump
Swift
Synar
Tanner
Tauzin
Tejeda
Thomas (WY)
Thompson
Thornton
Torres
Torrice
Towns
Underwood (GU)
Valentine
Velazquez
Vento
Visclosky
Volkmer
Vucanovich
Walsh
Waters
Watt
Waxman
Wheat
Whitten
Williams
Wilson
Wise
Woolsey
Wynn
Yates
Young (AK)
Young (FL)

NOT VOTING—3

Herger

Molinari

Washington

So the amendment to the amendment was not agreed to.

After some further time,

The SPEAKER resumed the Chair.

When Mr. MURTHA, Acting Chairman, pursuant to House Resolution 514, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Congressional Accountability Act".

SEC. 2. DEFINITIONS.

As used in this Act:

(1) CONGRESSIONAL EMPLOYEE.—The term "congressional employee" means—
(A) an individual on the payroll of an employing office of the House of Representatives;

(B) an individual on the payroll of an employing office of the Senate;

(C) an individual on the payroll of an employing office of the Architect of the Capitol; and

(D) an individual on the payroll of an employing office of an instrumentality.

(2) EMPLOYEE IN THE HOUSE OF REPRESENTATIVES.—The term "individual on the payroll of an employing office in the House of Representatives" means—

(A) an individual who is covered under rule LI of the House of Representatives, as in effect on the day before the date of enactment of this Act;

(B) any applicant for a position that is to be occupied by an individual described in subparagraph (A); or

(C) any individual who was formerly an employee described in subparagraph (A) and whose claim of a violation arises out of the individual's employment.

(3) EMPLOYEE IN THE SENATE.—The term "individual on the payroll of an employing office in the Senate" means—

(A) any employee whose pay is disbursed by the Secretary of the Senate;

(B) any applicant for a position that is to be occupied by an individual described in subparagraph (A); or

(C) any individual who was formerly an employee described in subparagraph (A) and whose claim of a violation arises out of the individual's employment.

(4) EMPLOYEE OF THE ARCHITECT OF THE CAPITOL.—The term "individual on the payroll of an employing office of the Architect of the Capitol" means—

(A) an employee of the Architect of the Capitol or an individual within the administrative jurisdiction of the Architect of the Capitol if such employee or individual is paid from funds under a law providing appropriations for the legislative branch;

(B) any applicant for a position that is to be occupied by an employee or individual described in subparagraph (A); or

(C) any individual who was formerly an employee or individual described in subparagraph (A) and whose claim of a violation arises out of the individual's employment.

(5) EMPLOYEE OF AN INSTRUMENTALITY.—The term "individual on the payroll of an employing office of an instrumentality" means—

(A) any individual on the payroll of an instrumentality of the legislative branch of the Federal Government;

(B) any applicant for a position that is to be occupied by an individual described in subparagraph (A); or

(C) any individual who was formerly an employee described in subparagraph (A) and whose claim of a violation arises out of the individual's instrumentality employment.

(6) HEAD OF AN EMPLOYING OFFICE.—The term "head of an employing office" means the individual who has final authority to appoint, hire, discharge, and set the terms, conditions, or privileges of the Congressional employment of an employee.

SEC. 3. APPLICATION OF LAWS.

(a) LAWS WHICH WILL APPLY.—The following laws shall apply, as prescribed by this subsection, to the legislative branch of the Federal Government:

(1) The Fair Labor Standards Act of 1938 (29 U.S.C. 201 et seq.), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act.

(2) Title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et seq.), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act.

(3) The Americans With Disabilities Act of 1990 (42 U.S.C. 12101 et seq.), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act.

(4) The Age Discrimination in Employment Act of 1967 (29 U.S.C. 621 et seq.) (including remedies available to private employees), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act.

(5) Titles I and V of the Family and Medical Leave Act of 1993 (29 U.S.C. 2611 et seq.), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act.

(6) The Occupational Safety and Health Act of 1970 (other than section 19) (29 U.S.C. 651 et seq.) (subject to subsection (c)), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 2 years after the date of the enactment of this Act.

(7) Chapter 71 (relating to Federal labor management relations) of title 5, United States Code, effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 2 years after the date of the enactment of this Act.

(8) The Employee Polygraph Protection Act of 1988 (29 U.S.C. 2001 et seq.), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act, except that this Act shall not apply to the United States Capitol Police.

(9) The Worker Adjustment and Retraining Notification Act (29 U.S.C. 2101 et seq.), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act.

(10) The Rehabilitation Act of 1973 (29 U.S.C. 791), effective on the earlier of the effective date of applicable regulations of the Office of Compliance under section 5 or 1 year after the date of the enactment of this Act.

The laws referred to in this subsection which apply now to congressional employees shall continue to apply to such employees until the effective date such laws are made applicable in accordance with this subsection.

(b) LAWS WHICH MAY BE MADE APPLICABLE.—Any provision of Federal law shall, to the extent that it relates to the terms and conditions of employment (including hiring, promotion or demotion, salary and wages, overtime compensation, benefits, work assignments or reassignments, termination, protection from discrimination in personnel actions, health and safety of employees, and family and medical leave) of employees apply to the legislative branch of the Federal Government in accordance with this Act or, to the extent that it relates to any standard benefits package approved as part of the national health care reform enacted by Congress in the 103d Congress, apply to Members of Congress, as defined in section 2106 of title 5, United States Code, in accordance with this Act.

(c) COMPLIANCE WITH OSHA.—The legislative branch of the Federal Government shall comply with the Occupational Safety and Health Act of 1970 as follows: If a citation of a violation of such Act is received, action to abate the violation shall take place as soon as possible, but no later than the fiscal year following the fiscal year in which the citation is issued.

SEC. 4. OFFICE OF COMPLIANCE.

(a) ESTABLISHMENT.—There is established in the legislative branch an Office of Compliance (hereinafter in this Act referred to as the "Office").

(b) COMPOSITION.—

(1) BOARD OF DIRECTORS.—The Office shall have a Board of Directors. The Board of Directors shall consist of 8 individuals appointed jointly by the Speaker of the House of Representatives, the Majority Leader of the Senate, and the Minority Leaders of the House of Representatives and the Senate. Appointments of the first 8 members of the Board of Directors shall be completed not later than 120 days after the date of the enactment of this Act.

(2) EXECUTIVE DIRECTOR.—

(A) IN GENERAL.—The Chairperson of the Board of Directors shall appoint, may establish the compensation of, and may terminate, subject to the approval of the Board of Directors, an Executive Director (referred to in this Act as the "executive director"). The compensation of the executive director may not exceed the compensation for level V of the Executive Schedule under section 5316 of title 5, United States Code. The executive director shall be an individual with training or expertise in the application of the laws referred to in section 3 to employment. The appointment of the first executive director shall be completed no later than 120 days after the initial appointment of the Board of Directors.

(B) OFFICE.—The executive director may not be an individual who holds or may have held the position of Member of the House of Representatives or Senator. The executive director may not be an individual who holds the position of employee of the House of Representatives or the Senate but the executive director may be an individual who held such a position at least 4 years before appointment as executive director. The term of office of the executive director shall be a single term of 5 years.

(c) BOARD OF DIRECTORS QUALIFICATIONS.—

(1) SPECIFIC QUALIFICATIONS.—

(A) LOBBYING.—No individual who engages in, or is otherwise employed in, lobbying of the Congress and who is required under the Federal Regulation of Lobbying Act to register with the Clerk of the House of Representatives or the Secretary of the Senate shall be considered eligible for appointment to, or service on, the Board of Directors.

(B) OFFICE.—No member of the Board of Directors appointed under subsection (b)(1) may hold or may have held the position of

Member of the House of Representatives or Senator, may hold the position of employee of the House of Representatives or Senate, or may have held such a position within 4 years of the date of appointment.

(2) HOLDING OFFICE.—If during a term of office a member of the Board of Directors engages in an activity described in paragraph (2)(A), such position shall be declared vacant and a successor shall be selected in accordance with subsection (b)(1).

(3) VACANCIES.—A vacancy in the Board of Directors shall be filled in the manner in which the original appointment was made.

(d) BOARD OF DIRECTORS TERM OF OFFICE.—

(1) IN GENERAL.—Except as provided in paragraph (2), membership on the Board of Directors shall be for 5 years. A member shall only be eligible for appointment for a single term of office.

(2) FIRST APPOINTMENTS.—Of the members first appointed to the Board of Directors—

(A) 2 shall have a term of office of 2 years,

(B) 2 shall have a term of office of 3 years,

(C) 2 shall have a term of office of 4 years, and

(D) 2 shall have a term of office of 5 years, as designated at the time of appointment by the persons specified in subsection (b)(1).

(3) REMOVAL.—Any member of the Board of Directors may be removed from office by a majority decision of the appointing authorities described in subsection (b)(1) and only for—

(A) disability that substantially prevents the member from carrying out the duties of the member,

(B) incompetence,

(C) neglect of duty,

(D) malfeasance, or

(E) a felony or conduct involving moral turpitude.

(e) CHAIRPERSON.—The Chairperson of the Board of Directors shall be appointed from the members of the Board of Directors by the members of the Board.

(f) COMPENSATION OF MEMBERS.—

(1) PER DIEM.—Each member of the Board of Directors shall be compensated at a rate equal to the daily equivalent of the annual rate of basic pay prescribed for level V of the Executive Schedule under section 5316 of title 5, United States Code, for each day (including travel time) during which such member is engaged in the performance of the duties of the Board.

(2) TRAVEL EXPENSES.—Each member of the Board of Directors shall receive travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, for each day the member is engaged in the performance of duties away from the home or regular place of business of the member.

(g) OFFICE STAFF.—The executive director may appoint and fix the compensation of such staff, including hearing officers, as are necessary to carry out this Act.

(h) DETAILEES.—The executive director may, with the prior consent of the Government department or agency concerned, use the services of any such department or agency, including the services of members or personnel of the General Accounting Office Personnel Appeals Board.

(i) CONSULTANTS.—In carrying out this Act, the executive director may procure the temporary (not to exceed 1 year) or intermittent services of individual consultants or organizations thereof.

SEC. 5. STUDY AND REGULATIONS.

(a) INITIAL ACTION.—

(1) IN GENERAL.—The Board of Directors shall conduct a study of the manner in which the laws made applicable to the legislative branch of the Federal Government under section 3(a) should apply. The Board of Direc-

tors shall complete such study and report the results to Congress not later than 180 days after the date of the first appointment of the first executive director.

(2) INSTRUMENTALITIES.—The Board of Directors shall include in its study under paragraph (1) an examination of the procedures used by the instrumentalities to enforce the application of laws applicable to the legislative branch of the Federal Government and a determination as to whether to direct the instrumentality to make improvements in its regulations and procedures so as to assure that procedures as effective as the procedures set forth in sections 7 through 12 will apply. If the instrumentality has no such regulations and procedures, the Board may direct the instrumentality to adopt the requisite regulations and procedures, or, if deemed necessary, in lieu thereof may itself adopt regulations pursuant to this section or authorize use of the procedures pursuant to sections 7 through 12.

(b) CONTINUING ACTION.—On an ongoing basis the Board of Directors—

(1) shall determine which of the laws referred to in section 3(b) should apply to the legislative branch of the Federal Government and if it should, the manner in which it should be made applicable;

(2) shall study the application to the legislative branch of the Federal Government of provisions of Federal law referred to in section 3 that are enacted after the date of the enactment of this Act;

(3) may propose regulations with respect to such application in accordance with subsection (c); and

(4) may review the regulations in effect under subsection (e)(1) and make such amendments as may be appropriate in accordance with subsection (c).

(c) REGULATIONS.—

(1) LAWS MADE APPLICABLE.—

(A) GENERAL RULE.—Not later than 180 days after the date of the completion of the study under subsection (a), the Board of Directors shall, in accordance with section 553 of title 5, United States Code, propose regulations to implement the requirements of the laws made applicable to the legislative branch of the Federal Government under section 3(a). The Board of Directors shall provide a period of at least 30 days for comment on the proposed regulations.

(B) CONGRESSIONAL NOTICE.—In addition to publishing a general notice of proposed rule-making under section 553(b) of title 5, United States Code, the Board of Directors shall concurrently submit such notice for publication in the Congressional Record.

(C) AMENDMENTS AND REPEALS.—When proposing regulations under subparagraph (A) to implement the requirements of a law referred to in section 3(a), the Board of Directors shall recommend to the Congress changes in or repeals of existing law to accommodate the application of such law to the legislative branch of the Federal Government.

(D) FINAL REGULATIONS.—The Board of Directors shall, in accordance with such section 553, issue final regulations not later than 60 days after the end of the comment period on the proposed regulations.

(2) CONTINUING ACTION.—

(A) GENERAL RULE.—Not later than 180 days after the date of the completion of the study or a determination under subsection (b), the Board of Directors shall, in accordance with section 553 of title 5, United States Code, propose regulations that specify which of the provisions of Federal law considered in such study shall apply to the legislative branch of the Federal Government. The Board of Directors shall provide a period of at least 30 days for comment on the proposed regulations.

(B) CONGRESSIONAL NOTICE.—In addition to publishing a general notice of proposed rule-making under section 553(b) of title 5, United States Code, the Board of Directors shall concurrently submit such notice for publication in the Congressional Record.

(C) AMENDMENTS AND REPEALS.—When proposing regulations under subparagraph (A) specifying which of the provisions of Federal law referred to in section 3(b) shall apply to the legislative branch of the Federal Government, the Board of Directors shall recommend to the Congress changes in or repeals of existing law to accommodate the application of such law to the legislative branch of the Federal Government.

(D) FINAL REGULATIONS.—The Board of Directors shall, in accordance with such section 553, issue final regulations not later than 60 days after the end of the comment period on the proposed regulations.

(3) REGULATION REQUIREMENTS.—Regulations under paragraphs (1) and (2) shall be consistent with the regulations issued by an agency of the executive branch of the Federal Government under the provision of law made applicable to the legislative branch of the Federal Government, including portions relating to remedies.

(4) ACTION IF DISAPPROVAL.—If a regulation is disapproved by a concurrent resolution considered under subsection (e), not later than 60 days after the date of the disapproval, the Board of Directors shall propose a new regulation to replace the regulation disapproved. The action of the Board of Directors under this paragraph shall be in accordance with the applicable requirements of this subsection.

(d) TRANSMITTAL.—A final regulation issued under subsection (c) shall be transmitted to the Congress for consideration under subsection (e).

(e) TAKING EFFECT OF REGULATIONS.—

(1) GENERAL RULE.—Subject to subsection (f), a final regulation which is issued under subsection (c) shall take effect upon the expiration of 60 days from the date the final regulation is issued unless disapproved by the Congress by concurrent resolution.

(2) CONCURRENT RESOLUTION.—A concurrent resolution referred to in paragraph (1) may be introduced in the House of Representatives or the Senate within 5 days of session after the date on which the Board of Directors issues the final regulation to which the concurrent resolution applies. The matter after the resolving clause of the resolution shall be as follows: "That Congress disapproves the issuance of final regulations of the Office of Compliance as issued on _____ (the blank space being appropriately filled in)."

(3) PROCEDURE.—A concurrent resolution referred to in paragraph (1) shall be referred to the appropriate committee of the House involved. If no concurrent resolution is reported within 15 days of session after the Board of Directors issues final regulations under subsection (c)(1)(D) or (c)(2)(D), the committee to which the concurrent resolution was referred shall be discharged from further consideration of the first such concurrent resolution introduced and the concurrent resolution shall be placed on the appropriate calendar of the House involved. Any meeting of a committee on a concurrent resolution shall be open to the public. Within 5 days of session after the concurrent resolution is reported or discharged, it shall be in order as a matter of highest privilege to move to proceed to its consideration and such motion shall not be debatable. The concurrent resolution shall be debatable for not to exceed 4 hours equally divided between proponents and opponents and it shall not be subject to amendment. If, prior to the adoption of a concurrent resolution by one House, that House receives a concurrent resolution

of the other House with respect to the same regulations, then the procedure in that House shall be the same as if no concurrent resolution had been received from the other House, but vote on final adoption shall be on the concurrent resolution of the other House. If a concurrent resolution is received by a House in which no identical concurrent resolution has been introduced, it shall be referred to the appropriate committee and the same procedures and 20-day period for action shall apply to the consideration of the concurrent resolution by that House as would apply to an introduced concurrent resolution.

(f) RULEMAKING POWER.—The provisions of subsection (e) of this section are enacted by the Congress—

(1) as an exercise of the rulemaking power of the House of Representatives and the Senate, respectively, and as such they shall be considered as part of the rules of each House, respectively, or of that House to which they specifically apply, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

(2) with full recognition of the constitutional right of either House to change such rules (so far as relating to such House) at any time, in the same manner, and to the same extent as in the case of any other rule of such House.

(g) OPEN TO THE PUBLIC.—Any meeting of the Board of Directors held in connection with a study under subsection (a) or (b) shall be open to the public. Any meeting of the Board of Directors in connection with a regulation under subsection (c) shall be open to the public.

SEC. 6. OTHER FUNCTIONS.

(a) RULES OF THE OFFICE.—The executive director shall adopt rules governing the procedures of the Office, subject to the approval of the Board of Directors, including the procedures of hearing boards, which shall be submitted for publication in the Congressional Record. The rules may be amended in the same manner. The executive director may consult with the Chairman of the Administrative Conference of the United States, the Legal Counsel of the Senate, and the General Counsel of the House of Representatives on the adoption of rules.

(b) INVESTIGATIVE AUTHORITY.—The executive director shall have authority to conduct such investigations as the executive director requires to implement sections 8 through 10 and section 12.

(c) DUTIES.—The Office shall—

(1) carry out a program of education for Members of Congress and other employing authorities of the legislative branch of the Federal Government respecting the laws made applicable to them and a program to inform individuals of their rights under laws applicable to the legislative branch of the Federal Government and under sections 7 through 12,

(2) in carrying out the program under paragraph (1), distribute the telephone number and address of the Office, procedures for action under sections 7 through 12, and any other information the executive director deems appropriate for distribution, distribute such information to Members of Congress and other employing authorities of the legislative branch of the Federal Government in a manner suitable for posting, provide such information to new employees of the legislative branch of the Federal Government, distribute such information to the residences of congressional employees, and conduct seminars and other activities designed to educate employers and employees in such information,

(3) compile and publish statistics on the use of the Office by congressional employees, including the number and type of contacts

made with the Office, on the reason for such contacts, on the number of employees who initiated proceedings with the Office under sections 7 through 12 and the result of such proceedings, and on the number of employees who filed a complaint under section 10, the basis for the complaint, and the action taken on the complaint, and

(4) within 180 days of the initial appointment of the executive director and in conjunction with the Clerk of the House of Representatives and the Secretary of the Senate, develop a system for the collection of demographic data respecting the composition of the congressional employees, including race, sex, and wages, and a system for the collection of information on employment practices, including family leave and flexible work hours, in Congressional offices.

(d) REPORT.—Within one year of the date the system referred to in subsection (c)(4) is developed and annually thereafter, the Board of Directors shall submit to Congress a report on the information collected under such system. Each report after the first report shall contain a comparison and evaluation of data contained in the previous report.

SEC. 7. PROCEDURE FOR CONSIDERATION OF ALLEGED VIOLATIONS.

The procedure for consideration of alleged violations of laws made applicable to the legislative branch of the Federal Government under this Act consists of 4 steps as follows:

(1) Step I, counseling, as set forth in section 8.

(2) Step II, mediation, as set forth in section 9.

(3) Step III, formal complaint and hearing by a hearing board, as set forth in section 10.

(4) Step IV, judicial review if a congressional employee is aggrieved by a dismissal of a claim under section 10(c), a final decision under section 10(g), or an order under section 10(h) or if a head of an employing office is aggrieved by a final decision under section 10(g) or would be subject to an order issued under section 10(h).

(5) Step V, as an alternative to steps III and IV, a civil action in a district court of the United States in accordance with section 12.

A congressional employee may elect the procedure described in paragraph (3) or (5) but not both procedures.

SEC. 8. STEP I: COUNSELING.

(a) IN GENERAL.—A congressional employee alleging a violation of a law made applicable to the legislative branch of the Federal Government under this Act may request counseling through the Office. The Office shall provide the employee with all relevant information with respect to the rights of the employee. A request for counseling shall be made not later than 180 days after the alleged violation forming the basis of the request for counseling occurred.

(b) PERIOD OF COUNSELING.—The period for counseling shall be 30 days unless the employee and the Office agree to reduce the period. The period shall begin on the date the request for counseling is received.

SEC. 9. STEP II: MEDIATION.

(a) IN GENERAL.—Not later than 15 days after the end of the counseling period under section 8, the employee who alleged a violation of a law made applicable to the legislative branch of the Federal Government under this Act may file a request for mediation with the Office. Mediation—

(1) may include the Office, the employee, the employing office, and individuals who are recommended by organizations composed primarily of individuals experienced in adjudicating or arbitrating personnel matters, and

(2) shall be a process involving meetings with the parties separately or jointly for the

purpose of resolving the dispute between the employee and the employing office.

(b) **MEDIATION PERIOD.**—The mediation period shall be 30 days beginning on the date the request for mediation is received and may be extended for an additional 30 days at the discretion of the Office. The Office shall notify the employee and the head of the employing office when the mediation period has ended.

SEC. 10. STEP III: FORMAL COMPLAINT AND HEARING.

(a) **FORMAL COMPLAINT AND REQUEST FOR HEARING.**—Not later than 30 days after receipt by the congressional employee of notice from the Office of the end of the mediation period under section 9, the congressional employee may file a formal complaint with the Office against the head of the employing office involved. No complaint may be filed unless the employee has made a timely request for counseling and has completed the procedures set forth in sections 8 and 9.

(b) **HEARING BOARD.**—A board of 3 independent hearing officers (hereinafter in this Act referred to as a “hearing board”), who are not Members of the House of Representatives, Senators, or officers or employees of the House of Representatives or Senate, chosen by the executive director (one of whom shall be designated by the executive director as the presiding hearing officer) shall be assigned to consider each complaint filed under subsection (a). The executive director shall appoint hearing officers from candidates who are recommended by the Federal Mediation and Conciliation Service or the Administrative Conference of the United States. A hearing board shall act by majority vote.

(c) **DISMISSAL OF FRIVOLOUS CLAIMS.**—Prior to a hearing under subsection (d), a hearing board may dismiss any claim that it finds to be frivolous.

(d) **HEARING.**—A hearing shall be conducted—

(1) in closed session on the record by a hearing board; and

(2) no later than 30 days after filing of the complaint under subsection (a), except that the Office may, for good cause, extend up to an additional 60 days the time for conducting a hearing.

(e) **DISCOVERY.**—Reasonable prehearing discovery may be permitted at the discretion of the hearing board.

(f) **SUBPOENA POWER.**—

(1) **IN GENERAL.**—A hearing board may authorize subpoenas, which shall be issued by the presiding hearing officer on behalf of the hearing board for the attendance of witnesses at proceedings of the hearing board and for the production of correspondence, books, papers, documents, and other records. The attendance of witnesses and the production of evidence may be required from any place within the United States.

(2) **FAILURE TO OBEY A SUBPOENA.**—If a person refuses to obey a subpoena issued under paragraph (1), the hearing board may apply to a United States district court for an order requiring that person to appear before the hearing board to give testimony, produce evidence, or both, relating to the matter under investigation. The application may be made within the judicial district where the hearing is conducted or where that person is found, resides, or transacts business. Any failure to obey the order of the court may be punished by the court as civil contempt.

(3) **SERVICE OF SUBPOENAS.**—The subpoenas of the hearing board shall be served in the manner provided for subpoenas issued by a United States district court under the Federal Rules of Civil Procedure for the United States district courts.

(4) **SERVICE OF PROCESS.**—All process of any court to which application is to be made

under paragraph (2) may be served in the judicial district in which the person required to be served resides or may be found.

(5) **IMMUNITY.**—The hearing board is an agency of the United States for the purpose of part V of title 18, United States Code (relating to immunity of witnesses).

(g) **HEARING BOARD DECISION.**—As expeditiously as possible, but in no case more than 45 days after the conclusion of the hearing, the hearing board shall make a decision in the matter for which the hearing was held. The decision of the hearing board shall be transmitted by the Office to the employee and the employing office. The decision shall state the issues raised by the complaint, describe the evidence in the record, and contain a determination as to whether a violation of a law made applicable to the legislative branch of the Federal Government under this Act has occurred. Any decision of the hearing board shall contain a written statement of the reasons for the hearing board’s decision. A final decision of the hearing board shall be made available to the public by the Office.

(h) **REMEDY ORDER.**—If the decision of the hearing board under subsection (g) is that a violation of a law made applicable to the legislative branch of the Federal Government under this Act, it shall order the remedies under such law as made applicable to the legislative branch of the Federal Government under this Act, except that no Member of the House of Representatives, Senator, any other head of an employing office, or agent of such a Member or Senator, shall be personally liable for the payment of compensation. The hearing board shall have no authority to award punitive damages. The entry of an order under this subsection shall constitute a final decision for purposes of judicial review under section 11.

(i) **FUNDS.**—There shall be established in the House of Representatives and in the Senate a fund from which compensation (including attorney’s fees) may be paid in accordance with an order under subsection (h) or as a result of judicial review under section 11 or a civil action under section 12. From the outset of any proceeding in which compensation may be paid from a fund of the House of Representatives, the General Counsel of the House of Representatives may provide the respondent with representation.

SEC. 11. JUDICIAL REVIEW.

(a) **IN GENERAL.**—

(1) **TYPES OF REVIEW.**—Following any hearing under section 10 on a complaint relating to a provision of law described in section 3, any congressional employee aggrieved by a dismissal of a claim under section 10(c), a final decision under section 10(g), a final order under section 10(h), or any head of an employing office aggrieved by a final decision under section 10(g) or a final order under section 10(h), may petition for review by the United States Court of Appeals for the Federal Circuit in accordance with paragraph (2).

(2) **PROVISIONS APPLICABLE TO REVIEW.**—The following provisions apply to a review under paragraph (1):

(A) **LAW APPLICABLE.**—Chapter 158 of title 28, United States Code, shall apply—

(i) with respect to section 2344 of title 28, United States Code, service of the petition shall be on the House or Senate Legal Counsel, or the appropriate entity of an instrumentality, as the case may be, rather than on the Attorney General;

(ii) the provisions of section 2348 of title 28, United States Code, on the authority of the Attorney General, shall not apply;

(iii) the petition for review shall be filed not later than 90 days after the entry in the Office of a final decision under section 10(g), an order under section 10(h); and

(iv) the Office shall be an “agency” as that term is used in chapter 158 of title 28, United States Code.

(B) **STANDARD OF REVIEW.**—To the extent necessary for decision and when presented, the court shall decide all relevant questions of law and interpret constitutional and statutory provisions. The court shall set aside a dismissal under section 10(c), a final decision under section 10(g), or an order under section 10(h) if it is determined that the dismissal, decision, or order was—

(i) arbitrary, capricious, an abuse of discretion, or otherwise not consistent with law;

(ii) not made consistent with required procedures; or

(iii) unsupported by substantial evidence.

(C) **RECORD.**—In making determinations under subparagraph (B), the court shall review the whole record, or those parts of it cited by a party, and due account shall be taken of the rule of prejudicial error. The record on review shall include the record before the hearing board, the decision of the hearing board, and the order of the hearing board.

(b) **ATTORNEY’S FEES.**—If a congressional employee is the prevailing party in a proceeding under this section, attorney’s fees for the judicial proceeding may be allowed by the court in accordance with the standards prescribed under section 706(k) of the Civil Rights Act of 1964 (42 U.S.C. 2000e-5(k)).

SEC. 12. CIVIL ACTION.

(a) **IN GENERAL.**—

(1) **CIVIL ACTION.**—A congressional employee may within 30 days after receipt of notice from the Office of the end of the mediation period under section 9 for a violation of a law made applicable to the legislative branch of the Federal Government bring a civil action in a district court of the United States seeking relief from the alleged violation of law if such a civil action is available under such law. In any such civil action, any party may demand a jury trial.

(2) **EXHAUSTION REQUIREMENT.**—No civil action may be filed under paragraph (1) unless the employee has made a timely request for counseling and has completed the procedures set forth in sections 8 and 9.

(3) **COURT ORDER.**—If a court determines that a violation of law occurred, the court may only enter an order described in section 10(h).

(b) **ATTORNEY’S FEES.**—If a congressional employee is the prevailing party in a proceeding under this section, attorney’s fees may be allowed by the court in accordance with any standards prescribed under Federal law for the award of such fees in the event of a violation of such provision.

SEC. 13. RESOLUTION OF COMPLAINT.

If, after a formal complaint is filed under section 10, the employee and the head of the employing office resolve the issues involved, the employee may withdraw the complaint or the parties may enter into a written agreement, subject to the approval of the executive director.

SEC. 14. PROHIBITION OF INTIMIDATION.

Any intimidation of, or reprisal against, any employee by any Member of the House of Representatives, Senator, or officer or employee of the House of Representatives or Senate, by the Architect of the Capitol or anyone employed by the Architect of the Capitol, or by an instrumentality of the legislative branch of the Federal Government because of the exercise of a right under this Act constitutes an unlawful employment practice, which may be remedied in the same manner under this Act as is a violation of a law made applicable to the legislative branch of the Federal Government under this Act.

SEC. 15. CONFIDENTIALITY.

(a) **COUNSELING.**—All counseling shall be strictly confidential except that the Office

and the employee may agree to notify the head of the employing office of the allegations.

(b) **MEDIATION.**—All mediation shall be strictly confidential.

(c) **HEARINGS.**—Except as provided in subsections (d) and (e), the hearings and deliberations of the hearing board shall be confidential.

(d) **RELEASE OF RECORDS FOR JUDICIAL ACTION.**—The records of hearing boards may be made public if required for the purpose of judicial action under section 9.

(e) **ACCESS BY COMMITTEES OF CONGRESS.**—At the discretion of the executive director, the executive director may provide to the Committee on Standards of Official Conduct of the House of Representatives and the Select Committee on Ethics of the Senate access to the records of the hearings and decisions of the hearing boards, including all written and oral testimony in the possession of the hearing boards, concerning a decision under section 10(g). The executive director shall not provide such access until the executive director has consulted with the individual filing the complaint at issue in the hearing, and until the hearing board has issued the decision.

(f) **COORDINATION.**—The executive director shall coordinate the proceedings with the Committee on Standards and Official Conduct of the House of Representatives and the Select Committee on Ethics of the Senate to ensure effectiveness, to avoid duplication, and to prevent penalizing cooperation by respondents in the respective proceedings.

SEC. 16. POLITICAL AFFILIATION AND PLACE OF RESIDENCE.

(a) **IN GENERAL.**—It shall not be a violation of a law made applicable to the legislative branch of the Federal Government under this Act to consider the—

(1) party affiliation,
(2) domicile, or
(3) political compatibility with the employing office,
of a congressional employee with respect to employment decisions.

(b) **DEFINITION.**—For purposes of subsection (a), the term “employee” means—

(1) an employee on the staff of the House of Representatives or Senate leadership,
(2) an employee on the staff of a committee or subcommittee,
(3) an employee on the staff of a Member of the House of Representatives or Senate,
(4) an officer or employee of the House of Representatives or Senate elected by the House of Representatives or Senate or appointed by a Member of the House of Representatives or Senate, other than those described in paragraphs (1) through (3), or
(5) an applicant for a position that is to be occupied by an individual described in paragraphs (1) through (4).

SEC. 17. OTHER REVIEW PROHIBITED.

No congressional employee may commence a judicial proceeding to redress practices prohibited under section 5, except as provided in this Act.

SEC. 18. STUDY.

(a) **STUDY.**—The Office shall conduct a study—

(1) of the ways that access by the public to information held by the Congress may be improved, streamlined, and made consistent between the House of Representatives and the Senate and of the application of section 552 of title 5, United States Code to the legislative branch of the Federal Government; and
(2) of the application of the requirement of section 552a of title 5, United States Code, to the legislative branch of the Federal Government.

(b) **STUDY CONTENT.**—The study conducted under subsection (a) shall examine—

(1) information that is currently made available under such section 552 by Federal

agencies and not by the legislative branch of the Federal Government;

(2) information held by the non-legislative offices of the legislative branch of the Federal Government, including—

(A) the instrumentalities,
(B) the Architect of the Capitol,

(C) the Director of Non-Legislative and Financial Services of the House of Representatives,

(D) the Clerk of the House of Representatives,

(E) the Secretary of the Senate,

(F) the Inspector General of the House of Representatives,

(G) the Sergeant at Arms of the House of Representatives and the Sergeant at Arms of the Senate,

(H) the Doorkeeper of the House of Representatives,

(I) the United States Capitol Police, and

(J) the House Commission on Congressional Mailing Standards;

(3) financial expenditure information of the legislative branch of the Federal Government; and

(4) provisions for judicial review of denial of access to information held by the legislative branch of the Federal Government.

(c) **TIME.**—The Office shall conduct the study prescribed by subsection (a) and report the results of the study to the Congress not later than one year after the date of the initial appointment of the Board of Directors.

SEC. 19. LIMITATION ON USE OF TRAVEL AWARDS IN THE HOUSE OF REPRESENTATIVES.

(a) **IN GENERAL.**—Notwithstanding any other provision of law or any rule, regulation, or other authority, any travel award that accrues by reason of official travel of a Member, officer, or employee of the House of Representatives may be used only with respect to official travel.

(b) **REGULATIONS.**—The Committee on House Administration of the House of Representatives shall have authority to prescribe regulations to carry out this section.

(c) **DEFINITIONS.**—As used in this section—

(1) the term “travel award” means any frequent flier mileage, free travel, discounted travel, or other travel benefit, whether awarded by coupon, membership, or otherwise; and

(2) the term “official travel” means, with respect to the House of Representatives, travel performed for the conduct of official business of the House of Representatives.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,
Will the House pass said bill?

The SPEAKER announced that the yeas had it.

Mr. SHAYS demanded that the vote be taken by a recorded vote, which demand was not supported by one-fifth of a quorum, so a recorded vote was refused.

Mr. SHAYS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,
The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 427
Nays 4

¶94.21

[Roll No. 390]

YEAS—427

Abercrombie
Ackerman
Allard

Andrews (ME)
Andrews (NJ)
Andrews (TX)

Applegate
Archer
Armey

Bacchus (FL)
Bachus (AL)
Baesler
Baker (CA)
Baker (LA)
Ballenger
Barca
Barcia
Barlow
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bateman
Becerra
Beilenson
Bentley
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Bishop
Blackwell
Bliley
Blute
Boehlert
Boehner
Bonilla
Bonior
Borski
Boucher
Brewster
Brooks
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Bryant
Bunning
Burton
Buyer
Byrne
Callahan
Calvert
Camp
Canady
Cantwell
Cardin
Carr
Castle
Chapman
Clayton
Clement
Clinger
Clyburn
Coble
Coleman
Collins (GA)
Collins (IL)
Combest
Condit
Conyers
Cooper
Coppersmith
Costello
Cox
Coyne
Cramer
Crane
Crapo
Cunningham
Danner
Darden
de la Garza
Deal
DeFazio
DeLauro
DeLay
Dellums
Derrick
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Dixon
Dooley
Doolittle
Dornan
Dreier
Duncan
Dunn
Durbin
Edwards (CA)
Edwards (TX)
Ehlers
Emerson
Engel
English

Eshoo
Evans
Everett
Ewing
Farr
Fawell
Fazio
Fields (LA)
Fields (TX)
Filner
Fingerhut
Fish
Flake
Foglietta
Foley
Ford (TN)
Fowler
Frank (MA)
Franks (CT)
Franks (NJ)
Frost
Furse
Gallegly
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gingrich
Glickman
Goodlatte
Goodling
Gordon
Goss
Grams
Grandy
Green
Greenwood
Gunderson
Gutierrez
Hall (OH)
Hall (TX)
Hamburg
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings
Hayes
Hefley
Hefner
Hilliard
Hinchey
Hoagland
Hobson
Hochbrueckner
Hoekstra
Hoke
Holden
Horn
Houghton
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Hyde
Inglis
Inhofe
Inslee
Istook
Jacobs
Jefferson
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, E. B.
Johnson, Sam
Johnston
Kanjorski
Kaptur
Kasich
Kennedy
Kennelly
Kildee
Kim
King
Kingston
Klecza
Klein
Klink
Klug
Knollenberg
Kolbe
Kopetski

Kreidler
Kyl
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Laughlin
Lazio
Leach
Lehman
Levin
Levy
Lewis (CA)
Lewis (FL)
Lewis (GA)
Lewis (KY)
Lightfoot
Linder
Lipinski
Livingston
Lloyd
Long
Lowey
Lucas
Machtleay
Maloney
Mann
Manton
Manzullo
Margolies-
Mezvinsky
Markey
Martinez
Matsui
Mazzoli
McCandless
McCloskey
McCollum
McCrery
McCurdy
McDade
McDermott
McHale
McHugh
McInnis
McKeon
McKinney
McMillan
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Mica
Michel
Miller (CA)
Miller (FL)
Mineta
Minge
Mink
Moakley
Mollohan
Montgomery
Moorhead
Moran
Morella
Murphy
Murtha
Myers
Nadler
Neal (MA)
Neal (NC)
Nussle
Oberstar
Obey
Oliver
Ortiz
Orton
Owens
Oxley
Packard
Pallone
Parker
Pastor
Paxon
Payne (NJ)
Payne (VA)
Pelosi
Penny
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Pombo
Pomeroy
Porter
Portman

Poshard	Sensenbrenner	Thomas (CA)
Price (NC)	Serrano	Thomas (WY)
Pryce (OH)	Sharp	Thompson
Quillen	Shaw	Thornton
Quinn	Shays	Thurman
Rahall	Shepherd	Torkildsen
Ramstad	Shuster	Torres
Rangel	Sisisky	Torricelli
Ravenel	Skaggs	Towns
Reed	Skeen	Trafigant
Regula	Skelton	Tucker
Reynolds	Slattery	Unsoeld
Richardson	Slaughter	Upton
Ridge	Smith (IA)	Valentine
Roberts	Smith (MI)	Velazquez
Roemer	Smith (NJ)	Vento
Rogers	Smith (OR)	Visclosky
Rohrabacher	Smith (TX)	Volkmer
Ros-Lehtinen	Snowe	Vucanovich
Rose	Solomon	Walker
Rostenkowski	Spence	Walsh
Roth	Spratt	Waters
Roukema	Stark	Watt
Rowland	Stearns	Waxman
Roybal-Allard	Stenholm	Weldon
Royce	Stokes	Wheat
Rush	Strickland	Whitten
Sabo	Studds	Williams
Sanders	Stump	Wilson
Sangmeister	Stupak	Wise
Santorum	Sundquist	Wolf
Sarpalius	Swett	Woolsey
Sawyer	Swift	Wyden
Saxton	Synar	Wynn
Schaefer	Talent	Yates
Schenk	Tanner	Young (AK)
Schiff	Tauzin	Young (FL)
Schroeder	Taylor (MS)	Zeliff
Schumer	Taylor (NC)	Zimmer
Scott	Tejeda	

NAYS—4

Clay	Ford (MI)
Collins (MI)	Gonzalez

NOT VOTING—4

Gallo	Molinari
Henger	Washington

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶94.22 MARTIN LUTHER KING, JR.
FEDERAL HOLIDAY COMMISSION

On motion of Mr. SAWYER, by unanimous consent, the bill (H.R. 1933) to authorize appropriations for the Martin Luther King, Jr. Federal Holiday Commission, extend such Commission, establish a National Service Day to promote community service, and for other purposes; together with the following amendments of the Senate thereto, was taken from the Speaker's table:

Page 2, strike out lines 17 to 21 and insert:
(3) in section 6—

(A) in subsection (a) by striking "maximum rate of pay payable for grade GS-18 of the General Schedule under section 5332" and inserting "rate of pay for level IV of the Executive Schedule under section 5315";

(B) in subsection (b)(1) by adding the following at the end: "A person who has been detailed under the preceding sentence for as many as 365 days (continuously or intermittently) may not subsequently be detailed to the Commission."; and

(C) All Federal employees on loan to the King Commission on the day of enactment of this Act may remain detailed to the Martin Luther King Holiday Commission for not more than 365 days.

Page 3, strike out all after line 3 down to and including "1990" in line 6 and insert:

(5) by amending section 8 to read as follows:

"SEC. 8. COMMISSION REPORT.

"(a) IN GENERAL.—Not later than April 20 of each year, the Commission shall submit a report to the President and the Congress concerning its activities under this Act or under the National and Community Service Act of 1990.

"(b) ANALYSIS REQUIRED.—The Commission shall include in its annual report—

"(1) a detailed description of all activities undertaken by the Commission;

"(2) an analysis of the spending practices of the Commission indicating how much of the funds of the Commission are dedicated to salaries, travel expenses, and other overhead costs and how much are dedicated to the stated goals of the Commission; and

"(3) a detailed description of any grants made by the Corporation for National and Community Service with the consultation of the Commission.";

Page 3, line 6, strike out "; and"

Page 3, line 8, strike out the period and insert a semicolon

Page 3, after line 8, insert:

(7) by adding at the end the following new section:

"SEC. 10. None of the funds appropriated or donated to the Commission may be used for the purpose of purchasing first class air travel or first class hotel accommodations."; and

Page 3, after line 8, insert:

(8) by adding at the end the following:

"SEC. 11. ACCOUNTING PROCEDURES.

"The Commission shall follow a comprehensive basis of accounting, as defined by the Comptroller General in B-255473. The Commission shall establish an accounting system for review by the Comptroller General under section 3512 of title 31, United States Code. The Comptroller General is authorized to review and audit the Commission, its programs, activities, operations, and financial transactions. The Comptroller General, and his agents, shall have access to all records, files, documents, and papers of the Commission, as necessary, to accomplish such audits."

On motion of Mr. SAWYER, said Senate amendments were agreed to.

A motion to reconsider the vote whereby said Senate amendments were agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶94.23 SUBPOENA

The SPEAKER pro tempore, Mr. CLYBURN, laid before the House a communication, which was read as follows:

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
Washington, DC, August 9, 1994.
Hon. THOMAS S. FOLEY,
Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L (50) of the Rules of the House that my office has been served with a subpoena issued by the State of Florida, Division of Administrative Hearings in connection with a civil case involving constituent casework.

After consultation with the General Counsel, I will determine if compliance with the subpoena is consistent with the privileges and precedents of the House.

Sincerely,

BILL MCCOLLUM,
Member of Congress.

¶94.24 SUBMISSION OF CONFERENCE
REPORT—H.R. 3355

Mr. BROOKS submitted a conference report (Rept. No. 103-694) on the bill

(H.R. 3355) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow grants to increase police presence, to expand and improve cooperative efforts between law enforcement agencies and members of the community to address crime and disorder problems, and otherwise to enhance public safety; together with a statement thereon, for printing in the Record under the rule.

¶94.25 PROVIDING FOR THE
CONSIDERATION OF H.R. 4908

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 103-695) the resolution (H. Res. 515) providing for consideration of the bill (H.R. 4908) to authorize the hydrogen and fusion research, development, and demonstration programs, and the high energy physics and nuclear physics programs of the Department of Energy, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶94.26 PROVIDING FOR THE
CONSIDERATION OF H.R. 3433

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 103-696) the resolution (H. Res. 516) providing for the consideration of the bill (H.R. 3433) to provide for the management of portions of the Presidio under the jurisdiction of the Secretary of the Interior.

When said resolution and report were referred to the House Calendar and ordered printed.

¶94.27 WAIVING POINTS OF ORDER
AGAINST THE CONFERENCE REPORT ON
H.R. 3355

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 103-697) the resolution (H. Res. 517) waiving certain points of order against the conference report to accompany the amendments of the House to the amendment of the Senate to the bill (H.R. 3355) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow grants to increase police presence, to expand and improve cooperative efforts between law enforcement agencies and members of the community to address crime and disorder problems, and otherwise to enhance public safety.

When said resolution and report were referred to the House Calendar and ordered printed.

¶94.28 ENROLLED BILLS SIGNED

Mr. ROSE, from the Committee on House Administration, reported that the committee had examined and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1631. An Act to amend title 11, District of Columbia Code, to increase the maximum amount in controversy permitted for cases under the jurisdiction of the Small Claims and Conciliation Branch of the Superior Court of the District of Columbia;

H.R. 2739. An Act to amend the Airport and Airway Improvement Act of 1982 to authorize

appropriations for fiscal years 1994, 1995, and 1996, and for other purposes; and

H.R. 4429. An Act to authorize the transfer of naval vessels to certain foreign countries.

¶94.29 SENATE ENROLLED JOINT RESOLUTION SIGNED

The SPEAKER announced his signature to an enrolled joint resolution of the Senate of the following title:

S.J. Res. 204. Joint Resolution recognizing the American Academy in Rome, an American overseas center for independent study and advanced research, on the occasion of the 100th anniversary of its founding.

¶94.30 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. HERGER, for today.

And then,

¶94.31 ADJOURNMENT

On motion of Mr. HOYER, pursuant to the special order heretofore agreed to, at 9 o'clock and 51 minutes p.m., the House adjourned until 11 o'clock a.m. on Thursday, August 11, 1994.

¶94.32 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. H.R. 4867. A bill to authorize appropriations for high-speed rail transportation, and for other purposes; with an amendment (Rept. No. 103-692). Referred to the Committee of the Whole House on the State of the Union.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 4868. A bill to amend the Railroad Unemployment Insurance Act to reduce the waiting period for benefits payable under that Act, and for other purposes; with an amendment (Rept. No. 103-693). Referred to the Committee of the Whole House on the State of the Union.

Mr. BROOKS: Committee of Conference. Conference report on H.R. 3355. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow grants to increase police presence, to expand and improve cooperative efforts between law enforcement agencies and members of the community to address crime and disorder problems, and otherwise to enhance public safety (Rept. No. 103-694). Ordered to be printed.

Mr. GORDON: Committee on Rules. House Resolution 515. Resolution providing for consideration of the bill (H.R. 4908) to authorize the hydrogen and fusion research, development, and demonstration programs, and the high energy physics and nuclear physics program, of the Department of Energy, and for other purposes (Rept. No. 103-695). Referred to the House Calendar.

Mr. SLAUGHTER: Committee on Rules. House Resolution 516. Resolution providing for consideration of the bill (H.R. 3433) to provide for the management of portions of the Presidio under the jurisdiction of the Secretary of the Interior. (Rept. No. 103-696). Referred to the House Calendar.

Mr. DERRICK: Committee on Rules. House Resolution 517. Resolution waiving points of order against the conference report to accompany the amendments of the House to the amendment of the Senate to the bill (H.R. 3355) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow grants to increase police presence, to expand and improve cooperative efforts between law

enforcement agencies and members of the community to address crime and disorder problems, and otherwise to enhance public safety (Rept. No. 103-697).

¶94.33 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. UNDERWOOD (for himself, Mr. DE LUGO, Mr. FALEOMAVAEGA, Mr. MURPHY, Ms. NORTON, and Mr. ROMERO-BARCELO):

H.R. 4927. A bill to provide for a nonvoting delegate to the House of Representatives to represent the Commonwealth of the Northern Mariana Islands; to the Committee on Natural Resources.

By Mr. BALLENGER (for himself, Mr. GOODLING, Mr. FAWELL, and Mr. BARRETT of Nebraska):

H.R. 4928. A bill to amend the Individuals with Disabilities Education Act to improve the individualized education program, to increase parental participation in the development of the improving information about the special education program, to provide for the establishment of mediation procedures relating to services provided to children under that act, and for other purposes; to the Committee on Education and Labor.

By Mr. BROWN of Ohio:

H.R. 4929. A bill to amend the Public Health Service Act to establish a program of demonstration projects to provide outreach services regarding the utilization of health benefits under Federal, State, and local programs; to the Committee on Energy and Commerce.

By Ms. SNOWE:

H.R. 4930. A bill to amend the Magnuson Fishery Conservation and Management Act to authorize the Secretary of Commerce to prepare fishery management plans and amendments to fishery management plans under negotiated rulemaking procedures; to the Committee on Merchant Marine and Fisheries.

H.R. 4931. A bill to strengthen protection of the natural resources of the Gulf of Maine through greater cooperation and coordination between Federal agencies and the Gulf of Maine Council on the Marine Environment, and for other purposes; to the Committee on Merchant Marine and Fisheries.

H.R. 4932. A bill to amend the Magnuson Fishery Conservation and Management Act to require the Secretary of Commerce to prepare conservation and management measures for the northeast multispecies—groundfish—fishery under negotiated rulemaking procedures; to the Committee on Merchant Marine and Fisheries.

By Mr. SWIFT:

H.R. 4933. A bill to amend the Solid Waste Disposal Act, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ARCHER:

H.R. 4934. A bill to restore immigration to traditional levels by curtailing illegal immigration and imposing a ceiling on legal immigration; jointly, to the Committees on the Judiciary and Ways and Means.

By Mr. JOHNSTON of Florida:

H.R. 4935. A bill to provide that recipients of export promotion assistance should meet certain requirements; jointly, to the Committees on Foreign Affairs and Energy and Commerce.

By Mr. REED (for himself, Mr. SENSENBRENNER, Mr. SYNAR, Mr. ROSE, Mr. Gekas, and Mr. ZELIFF):

H.R. 4936. A bill to amend title 17, United States Code, to exempt business establishments from copyright fees for the public performance of nondramatic musical works by television and radio sets, to exempt certain

choral groups from paying copyright fees, to provide for court-annexed arbitration in royalty disputes involving performing rights societies, and to ensure computer access to music repertoire; to the Committee on the Judiciary.

By Mr. GUTIERREZ:

H.J. Res. 400. Joint resolution to designate October 20, 1994, as "Leyte Landing Day"; to the Committee on Post Office and Civil Service.

¶94.34 PRIVATE BILLS AND RESOLUTIONS

Under clause 1 of rule XXII,

Mr. SHAW introduced a bill (H.R. 4937) to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Fifty One*; which was referred to the Committee on Merchant Marine and Fisheries.

¶94.35 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 24: Ms. SNOWE.

H.R. 291: Mr. PAXON, Mr. MCINNIS, and Mr. STEARNS.

H.R. 300: Mr. MANTON.

H.R. 627: Mr. KLINK.

H.R. 799: Mr. PACKARD.

H.R. 1171: Mr. GUTIERREZ.

H.R. 1671: Mr. BARLOW.

H.R. 2292: Mr. DEUTSCH.

H.R. 2488: Mr. COLEMAN.

H.R. 2708: Mr. DICKEY and Mr. LEWIS of Kentucky.

H.R. 2803: Mr. PAYNE of Virginia, Mr. RIDGE, Mr. CHAPMAN, and Mr. DARDEN.

H.R. 2873: Mr. TOWNS, Mr. SCHIFF, and Mrs. VUCANOVICH.

H.R. 3059: Mr. LANTOS.

H.R. 3271: Mrs. MALONEY.

H.R. 3320: Mr. KINGSTON, Mr. EMERSON, and Mr. T. SCHAEFER.

H.R. 3392: Ms. SNOWE.

H.R. 3397: Mr. BELENSON.

H.R. 3458: Mr. ZELIFF.

H.R. 3475: Mr. HOKE.

H.R. 3661: Mr. ISTOOK.

H.R. 3739: Mrs. BYRNE, Mr. GALLEGLY, and Mr. BACCHUS of Florida.

H.R. 3762: Mr. LIPINSKI.

H.R. 3820: Mr. OWENS.

H.R. 3885: Mr. TORKILDSEN, Mr. SERRANO, Mr. YATES, and Mr. GUTIERREZ.

H.R. 3906: Mr. STUPAK.

H.R. 4050: Mr. FIELDS of Louisiana.

H.R. 4116: Ms. MOLINARI, Ms. SLAUGHTER, and Ms. VELAZQUEZ.

H.R. 4200: Mr. BROWN of Ohio, Mr. FINGERHUT, and Mr. MANN.

H.R. 4291: Ms. FURSE, Mr. HOEKSTRA, Mr. STUMP, and Mr. NEAL of North Carolina.

H.R. 4412: Mr. GUNDERSON and Mr. TOWNS.

H.R. 4413: Mr. WATT.

H.R. 4514: Mr. ROSE and Mr. ANDREWS of Maine.

H.R. 4557: Ms. PRYCE of Ohio and Mr. BE-REUTER.

H.R. 4643: Mr. HANSEN and Mr. MCINNIS.

H.R. 4737: Ms. SHEPHERD.

H.R. 4767: Mr. WATT.

H.R. 4803: Mr. GILMAN, Mr. ANDREWS of New Jersey, and Mr. PASTOR.

H.R. 4805: Mr. LAROCO, Mr. JOHNSON of South Dakota, Mr. MANZULLO, Mr. INHOFE, Mr. LIGHTFOOT, Mr. CRAPO, Mr. BROWN of Ohio, and Mr. PETERSON of Minnesota.

H.R. 4814: Mrs. COLLINS of Illinois.

H.R. 4840: Mr. CALVERT.

H.R. 4902: Mrs. ROUKEMA.

H.J. Res. 369: Mrs. KENNELLY, Mr. STENHOLM, Mr. LUCAS, Mr. HUTCHINSON, Mr. SMITH of Michigan, Mr. EVERETT, Mr. KNOLLENBERG, Mr. CRANE, Mr. WHITTEN, Mr. 1552ROGERS,

Mr. WALSH, Mr. GONZALEZ, Mr. MARTINEZ, Mr. GILCHREST, Mr. NADLER, Mr. RAHALL, Mr. SUNDQUIST, Mr. LAZIO, Mr. FRANK of Massachusetts, Ms. BROWN of Florida, Mr. FROST, Mr. McNULTY, Mr. UPTON, Mr. GUTIERREZ, Mr. LAROCO, Mr. QUINN, Mr. TUCKER, Mr. TEJEDA, Mr. KLECZKA, Mr. COSTELLO, Mr. FAZIO, Mr. BACCHUS of Florida, Mr. HOEKSTRA, Mrs. JOHNSON of Connecticut, Mr. JEFFERSON, Mr. KINGSTON, Mr. SANDERS, Mr. GREENWOOD, Mr. FILNER, Mr. MANZULLO, Mrs. COLLINS of Illinois, Mr. STOKES, Mr. GOODLING, Mr. HOUGHTON, Mr. BAKER of California, Mr. ORTIZ, Mr. DE LA GARZA, Mr. MFUME, Mr. EVANS, and Mr. SABO.

H.J. Res. 381: Mr. PARKER, Mr. MEEHAN, Mr. EMERSON, Mr. DELLUMS, Mr. THOMPSON, Mr. CALVERT, Mr. ROMERO-BARCELÓ, Mr. LAFALCE, Mr. JOHNSON of South Dakota, Mr. KASICH, and Mr. HILLIARD.

H.J. Res. 385: Mrs. MALONEY, Mr. SHAYS, Mr. STUDDS, and Mr. OWENS.

H. Con. Res. 69: Mr. SPRATT and Mr. DELLUMS.

H. Con. Res. 148: Mr. PACKARD.

H. Res. 425: Mr. GOSS, Mr. MCCOLLUM, Mr. DORNAN, Mr. BATEMAN, Mr. HASTERT, Mr. SOLOMON, Mr. SHAYS, Mr. LIVINGSTON, Mr. ROYCE, Mr. SCHIFF, and Mr. FISH.

H. Res. 432: Mr. FINGERHUT, Mr. RUSH, and Mr. ANDREWS of Texas.

H. Res. 463: Mr. HILLIARD.

H. Res. 472: Mr. LINDER, Mr. HOKE, Mr. COBLE, and Mr. KIM.

H. Res. 497: Mr. OWENS, Mrs. ROUKEMA, Mr. ENGEL, Ms. PELOSI, Mr. LAZIO, Mr. LAFALCE, Mr. FROST, Mr. FRANK of Massachusetts, Mr. EVANS, Mr. GREENWOOD, Mr. McNULTY, Mr. UNDERWOOD, Mr. DEUTSCH, and Mr. SHAYS.

THURSDAY, AUGUST 11, 1994 (95)

The House was called to order by the SPEAKER.

95.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, August 10, 1994.

Mr. TRAFICANT, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the nays had it.

Mr. TRAFICANT objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared

Yeas 251
Nays 160
Answered present 1

95.2 [Roll No. 391] YEAS—251

Ackerman	Becerra	Brown (CA)
Andrews (ME)	Beilenson	Brown (FL)
Andrews (NJ)	Berman	Brown (OH)
Andrews (TX)	Bevill	Bryant
Applegate	Bilbray	Byrne
Bacchus (FL)	Bishop	Cantwell
Baessler	Bonior	Cardin
Barca	Borski	Carr
Barcia	Boucher	Clayton
Barlow	Brewster	Clement
Barrett (WI)	Brooks	Clinger
Bateman	Browder	Clyburn

Coleman	Johnson (SD)
Collins (GA)	Johnson, E. B.
Collins (IL)	Johnston
Collins (MI)	Kanjorski
Combest	Kaptur
Condit	Kasich
Conyers	Kennedy
Cooper	Kennelly
Coppersmith	Kildee
Costello	Klecza
Coyne	Klein
Cramer	Klink
Danner	Kopetski
de la Garza	Kreidler
Deal	LaFalce
DeLauro	Lambert
Dellums	Lancaster
Derrick	Lantos
Deutsch	LaRocco
Dicks	Laughlin
Dooley	Lehman
Durbin	Levin
Edwards (CA)	Lewis (GA)
Edwards (TX)	Lipinski
Engel	Lloyd
English	Long
Eshoo	Lowey
Evans	Maloney
Everett	Mann
Farr	Manton
Fazio	Margolies-
Fields (LA)	Mezvinsky
Filner	Markley
Fingerhut	Martinez
Fish	Matsui
Foglietta	Mazzoli
Ford (MI)	McCloskey
Ford (TN)	McCurdy
Frank (MA)	McHale
Frost	McKinney
Furse	McNulty
Gedjenson	Meehan
Gephardt	Meek
Geren	Menendez
Gibbons	Mfume
Gillmor	Miller (CA)
Gilman	Mineta
Glickman	Minge
Gonzalez	Mink
Gordon	Moakley
Green	Mollohan
Greenwood	Montgomery
Gutierrez	Moran
Hall (TX)	Murtha
Hamburg	Myers
Hamilton	Nadler
Harman	Neal (MA)
Hayes	Neal (NC)
Hefner	Oberstar
Hilliard	Obey
Hinchey	Olver
Hoagland	Ortiz
Hochbrueckner	Orton
Holden	Owens
Houghton	Pallone
Hoyer	Parker
Hughes	Pastor
Hutto	Payne (NJ)
Inglis	Payne (VA)
Inslee	Pelosi
Jefferson	Penny
Johnson (GA)	Peterson (FL)

NAYS—160

Clay	Goss
Coble	Grams
Cox	Gunderson
Crane	Hancock
Crapo	Hastert
Cunningham	Hefley
DeLay	Herger
Dickey	Hobson
Doolittle	Hoekstra
Dreier	Hoke
Duncan	Horn
Dunn	Huffington
Ehlers	Hunter
Emerson	Hutchinson
Ewing	Hyde
Fawell	Inhofe
Fields (TX)	Istook
Fowler	Jacobs
Franks (CT)	Johnson (CT)
Franks (NJ)	Johnson, Sam
Galleghy	Kim
Gekas	King
Gilchrest	Klug
Gingrich	Knollenberg
Goodlatte	Kolbe
Goodling	Kyl

Peterson (MN)	Lazio	Oxley	Shuster
Pickett	Leach	Packard	Skeen
Pickle	Levy	Paxon	Smith (MI)
Pombo	Lewis (CA)	Petri	Smith (OR)
Pomeroy	Lewis (FL)	Porter	Smith (TX)
Poshard	Lewis (KY)	Portman	Snowe
Price (NC)	Lightfoot	Pryce (OH)	Solomon
Rahall	Linder	Quillen	Spence
Rangel	Livingston	Quinn	Stearns
Reed	Lucas	Ramstad	Stump
Reynolds	Machtley	Ravenel	Sundquist
Richardson	Manzullo	Regula	Talent
Roemer	McCandless	Ridge	Taylor (MS)
Rose	McCollum	Roberts	Thomas (CA)
Rostenkowski	McCrery	Rogers	Thomas (WY)
Rowland	McDade	Rohrabacher	Torkildsen
Roybal-Allard	McHugh	Ros-Lehtinen	Upton
Sabo	McInnis	Roth	Vucanovich
Sanders	McKeon	Roukema	Walker
Sarpalius	McMillan	Royce	Walsh
Sawyer	Mica	Santorum	Weldon
Schenk	Michel	Saxton	Wolf
Schumer	Miller (FL)	Schaefer	Young (AK)
Serrano	Mollinari	Schroeder	Young (FL)
Sharp	Moorhead	Scott	Zeliff
Shepherd	Morella	Sensenbrenner	Zimmer
Sisisky	Murphy	Shaw	
Skaggs	Nussle	Shays	
Skeltion			
Slattery			
Slaughter			
Smith (IA)			
Smith (NJ)			
Spratt			
Stark			
Stenholm			
Stokes			
Strickland			
Studds			
Stupak			
Swett			
Swift			
Synar			
Tanner			
Tauzin			
Tejeda			
Thompson			
Thornton			
Thurman			
Torres			
Torricelli			
Towns			
Traficant			
Tucker			
Unsoeld			
Valentine			
Velazquez			
Vento			
Visclosky			
Volkmer			
Waters			
Watt			
Waxman			
Wheat			
Whitten			
Williams			
Wilson			
Wise			
Woolsey			
Wyden			
Wynn			
Yates			

ANSWERED "PRESENT"—1

NOT VOTING—22

Abercrombie	Flake	Meyers
Blackwell	Gallo	Rush
Chapman	Grandy	Sangmeister
Darden	Hall (OH)	Schiff
DeFazio	Hansen	Taylor (NC)
Diaz-Balart	Hastings	Washington
Dingell	Kingston	
Dornan	McDermott	

So the Journal was approved.

95.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

3675. A letter from the Acting Director, Office of Management and Budget, transmitting the cumulative report on rescissions and deferrals of budget authority as of August 1, 1994, pursuant to 2 U.S.C. 685(e); to the Committee on Appropriations.

3676. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 10-316, "District Government Land Use Temporary Amendment Act of 1994," pursuant to D.C. Code, section 1-233(c)(1); to the Committee on the District of Columbia.

3677. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 10-317, "Recycling Fee and Illegal Dumping Temporary Amendment Act of 1994," pursuant to D.C. Code, section 1-233(c)(1); to the Committee on the District of Columbia.

3678. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 10-318, "District of Columbia Board of Education Fees for Select Adult, Community, and Continuing Education Courses Temporary Act of 1994," pursuant to D.C. Code, section 1-233(c)(1); to the Committee on the District of Columbia.

3679. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license agreement with Italy (Transmittal No. DTC-29-94), pursuant to 22 U.S.C. 2776(c); to the Committee on Foreign Affairs.

3680. A letter from the Assistant Secretary of State for Legislative Affairs, transmitting copies of the original report of political contributions by Robert L. Gallucci, of Virginia, to be Ambassador at Large, and members of his family, pursuant to 22 U.S.C. 3944(b)(2); to the Committee on Foreign Affairs.

3681. A letter from the Chief, National Forest Service, transmitting various boundary descriptions and maps; to the Committee on Natural Resources.